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Legislative History – Montana Session Law

Chapter: 351 Session L: 2013
Bill Number: HB 562

Checklist of Bill History

History and Final Status Sheet	☑
Introduced Bill	☑
Fiscal Note	☐
Third Reading Bill	☑
Final Version of Bill	☑

House	Senate
Committee: Judiciary	Committee: Local Government
Hearing Date(s): 02/22/2013	Hearing Date(s): 03/15/2013
Committee Report: 02/22/2013	Committee Report: 03/20/2013

Governor Amendments

Hearing Date(s): (H) Governor's Amendments 4/15/2013
(H) Second Reading 4/16/2013; (H) Third Reading 4/17/2013
(S) Second Reading 4/23/2013; (S) Third Reading 4/24/2013

Compiler Notes

Compiled by: SK Marshall

Date: 11/20/2024

Notes: Audio/Video recordings can be seen here: https://sg001-harmony.sliq.net/00309/Harmony/en/View/UpcomingEvents

Exported Data

Date	Action	Committee	Votes (Yes)	Votes (No)	Media
04/30/13	Chapter Number Assigned				
04/30/13	(H) Signed by Governor				
04/26/13	(C) Printed - Enrolled Version Available				
04/26/13	(H) Transmitted to Governor				
04/25/13	(S) Signed by President				
04/25/13	(H) Signed by Speaker				
04/25/13	(H) Returned from Enrolling				
04/25/13	(C) Printed - New Version Available				
04/24/13	(H) Sent to Enrolling				
04/24/13	(S) Returned to House Concurred in Governor's Proposed Amendments				
04/24/13	(S) 3rd Reading Governor's Proposed Amendments Adopted		36	14	
04/24/13	(S) Scheduled for 3rd Reading				
04/23/13	(S) 2nd Reading Governor's Proposed Amendments Adopted		38	12	
04/23/13	(S) Scheduled for 2nd Reading				
04/17/13	(H) Transmitted to Senate for Consideration of Governor's Proposed Amendments				
04/17/13	(H) 3rd Reading Governor's Proposed Amendments Adopted		100	0	
04/17/13	(H) Scheduled for 3rd Reading				
04/16/13	(H) 2nd Reading Governor's Proposed Amendments Adopted		97	3	
04/16/13	(H) Scheduled for 2nd Reading				
04/12/13	(H) Returned with Governor's Proposed Amendments				
04/02/13	(H) Transmitted to Governor				
04/02/13	(S) Signed by President				
03/27/13	(H) Signed by Speaker				
03/27/13	(H) Returned from Enrolling				
03/27/13	(C) Printed - Enrolled Version Available				
03/26/13	(H) Sent to Enrolling				
03/26/13	(S) Returned to House				
03/25/13	(S) 3rd Reading Concurred		50	0	
03/25/13	(C) Printed - New Version Available				
03/25/13	(C) Sponsors Engrossed				

Date	Action	Committee	Votes (Yes)	Votes (No)	Media
03/25/13	(S) Scheduled for 3rd Reading				
03/23/13	(S) 2nd Reading Concurred		48	0	
03/23/13	(S) Scheduled for 2nd Reading				
03/21/13	(S) Committee Report--Bill Concurred	(S) Local Government			
03/20/13	(S) Committee Executive Action--Bill Concurred	(S) Local Government	9	0	
03/15/13	(S) Hearing	(S) Local Government			
03/07/13	(S) Referred to Committee	(S) Local Government			
03/07/13	(S) First Reading				
02/27/13	(H) Transmitted to Senate				
02/27/13	(H) 3rd Reading Passed		98	0	
02/27/13	(H) Scheduled for 3rd Reading				
02/26/13	(H) 2nd Reading Passed		100	0	
02/26/13	(H) Scheduled for 2nd Reading				
02/22/13	(H) Committee Report--Bill Passed	(H) Judiciary			
02/22/13	(H) Committee Executive Action--Bill Passed	(H) Judiciary	20	0	
02/22/13	(H) Hearing	(H) Judiciary			
02/21/13	(H) First Reading				
02/21/13	(H) Referred to Committee	(H) Judiciary			
02/20/13	(C) Introduced Bill Text Available Electronically				
02/20/13	(H) Introduced				
02/20/13	(C) Draft Delivered to Requester				
02/11/13	(C) Draft Ready for Delivery				
02/11/13	(C) Draft in Assembly/Executive Director Review				
02/11/13	(C) Draft in Final Drafter Review				
02/11/13	(C) Draft in Input/Proofing				
02/09/13	(C) Draft in Legal Review				
02/09/13	(C) Draft Back for Redo				
01/22/13	(C) Draft Ready for Delivery				
01/22/13	(C) Draft in Assembly/Executive Director Review				
01/22/13	(C) Draft in Final Drafter Review				
01/22/13	(C) Bill Draft Text Available Electronically				

Date	Action	Committee	Votes (Yes)	Votes (No)	Media
01/22/13	(C) Draft in Input/Proofing				
01/22/13	(C) Draft to Drafter - Edit Review [JLN]				
01/21/13	(C) Draft in Legal Review				
01/18/13	(C) Draft to Requester for Review				
01/09/13	(C) Draft Request Received				

AN ACT REVISING SUBDIVISION LAWS REGARDING SURVEYS AND EXEMPTIONS FROM LOCAL SUBDIVISION REVIEW; AMENDING SECTION 76-3-207, MCA; AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 76-3-207, MCA, is amended to read:

"76-3-207. Divisions or aggregations of land exempted from review but subject to survey requirements and zoning regulations -- exceptions -- fees for examination of division. (1) Except as provided in subsection (2), unless the method of disposition is adopted for the purpose of evading this chapter, the following divisions or aggregations of ~~land~~ tracts of record of any size, regardless of the resulting size of any lot created by the division or aggregation, are not subdivisions under this chapter but are subject to the surveying requirements of 76-3-401 for divisions or aggregations of land other than subdivisions and are subject to applicable zoning regulations adopted under Title 76, chapter 2:

(a) divisions made outside of platted subdivisions for the purpose of relocating common boundary lines between ~~adjoining properties~~ adjoining properties;

(b) divisions made outside of platted subdivisions for the purpose of a single gift or sale in each county to each member of the landowner's immediate family;

(c) divisions made outside of platted subdivisions by gift, sale, or agreement to buy and sell in which the parties to the transaction enter a covenant running with the land and revocable only by mutual consent of the governing body and the property owner that the divided land will be used exclusively for agricultural purposes;

(d) for five or fewer lots within a platted subdivision, the relocation of common boundaries;

(e) divisions made for the purpose of relocating a common boundary line between a single lot within a platted subdivision and adjoining land outside a platted subdivision. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(f) aggregation of parcels or lots when a certificate of survey or subdivision plat shows that the boundaries of the original parcels have been eliminated and the boundaries of a larger aggregate parcel are

established. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(2) Notwithstanding the provisions of subsection (1):

(a) within a platted subdivision filed with the county clerk and recorder, a division, redesign, or rearrangement of lots that results in an increase in the number of lots or that redesigns or rearranges six or more lots must be reviewed and approved by the governing body before an amended plat may be filed with the county clerk and recorder;

(b) a change in use of the land exempted under subsection (1)(c) for anything other than agricultural purposes subjects the division to review under parts 5 and 6 of this chapter.

(3) (a) Subject to subsection (3)(b), a division of land may not be made under this section unless the county treasurer has certified that all real property taxes and special assessments assessed and levied on the land to be divided have been paid.

(b) (i) If a division of land includes centrally assessed property and the property taxes applicable to the division of land are not specifically identified in the tax assessment, the department of revenue shall prorate the taxes applicable to the land being divided on a reasonable basis. The owner of the centrally assessed property shall ensure that the prorated real property taxes and special assessments are paid on the land being sold before the division of land is made.

(ii) The county treasurer may accept the amount of the tax prorated pursuant to this subsection (3)(b) as a partial payment of the total tax that is due.

(4) The governing body may examine a division or aggregation of land to determine whether or not the requirements of this chapter apply to the division or aggregation and may establish reasonable fees, not to exceed $200, for the examination."

Section 2. Effective date. [This act] is effective July 1, 2013.

- END -

I hereby certify that the within bill,

HB 0562, originated in the House.

Chief Clerk of the House

Speaker of the House

Signed this _____ day

of _____, 2013.

President of the Senate

Signed this _____ day

of _____, 2013.

HOUSE BILL NO. 562

INTRODUCED BY K. SWANSON

AN ACT REVISING SUBDIVISION LAWS REGARDING SURVEYS AND EXEMPTIONS FROM LOCAL SUBDIVISION REVIEW; AMENDING SECTION 76-3-207, MCA; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 562

INTRODUCED BY K. SWANSON

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING SUBDIVISION LAWS REGARDING SURVEYS AND EXEMPTIONS FROM LOCAL SUBDIVISION REVIEW; EXEMPTING FROM REVIEW BOUNDARY RELOCATIONS AND RESULTING TRACTS OF RECORD UNDER CERTAIN CIRCUMSTANCES; AMENDING SECTION 76-3-207, MCA; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 76-3-207, MCA, is amended to read:

"76-3-207. Divisions or aggregations of land exempted from review but subject to survey requirements and zoning regulations -- exceptions -- fees for examination of division. (1) Except as provided in subsection (2), unless the method of disposition is adopted for the purpose of evading this chapter, the following divisions or aggregations of land are not subdivisions under this chapter but are subject to the surveying requirements of 76-3-401 for divisions or aggregations of land other than subdivisions and are subject to applicable zoning regulations adopted under Title 76, chapter 2:

(a) divisions made outside of platted subdivisions for the purpose of relocating common boundary lines between ~~adjoining properties~~ tracts of record of any size, including if a resulting tract is less than 160 acres;

(b) divisions made outside of platted subdivisions for the purpose of a single gift or sale in each county to each member of the landowner's immediate family;

(c) divisions made outside of platted subdivisions by gift, sale, or agreement to buy and sell in which the parties to the transaction enter a covenant running with the land and revocable only by mutual consent of the governing body and the property owner that the divided land will be used exclusively for agricultural purposes;

(d) for five or fewer lots within a platted subdivision, the relocation of common boundaries;

(e) divisions made for the purpose of relocating a common boundary line between a single lot within a platted subdivision and adjoining land outside a platted subdivision. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(f) aggregation of parcels or lots when a certificate of survey or subdivision plat shows that the boundaries of the original parcels have been eliminated and the boundaries of a larger aggregate parcel are

established. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(2) Notwithstanding the provisions of subsection (1):

(a) within a platted subdivision filed with the county clerk and recorder, a division, redesign, or rearrangement of lots that results in an increase in the number of lots or that redesigns or rearranges six or more lots must be reviewed and approved by the governing body before an amended plat may be filed with the county clerk and recorder;

(b) a change in use of the land exempted under subsection (1)(c) for anything other than agricultural purposes subjects the division to review under parts 5 and 6 of this chapter.

(3) (a) Subject to subsection (3)(b), a division of land may not be made under this section unless the county treasurer has certified that all real property taxes and special assessments assessed and levied on the land to be divided have been paid.

(b) (i) If a division of land includes centrally assessed property and the property taxes applicable to the division of land are not specifically identified in the tax assessment, the department of revenue shall prorate the taxes applicable to the land being divided on a reasonable basis. The owner of the centrally assessed property shall ensure that the prorated real property taxes and special assessments are paid on the land being sold before the division of land is made.

(ii) The county treasurer may accept the amount of the tax prorated pursuant to this subsection (3)(b) as a partial payment of the total tax that is due.

(4) The governing body may examine a division or aggregation of land to determine whether or not the requirements of this chapter apply to the division or aggregation and may establish reasonable fees, not to exceed $200, for the examination."

NEW SECTION. **Section 2. Effective date.** [This act] is effective July 1, 2013.

- END -

HOUSE BILL NO. 562

INTRODUCED BY K. SWANSON

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING SUBDIVISION LAWS REGARDING SURVEYS AND EXEMPTIONS FROM LOCAL SUBDIVISION REVIEW; EXEMPTING FROM REVIEW BOUNDARY RELOCATIONS AND RESULTING TRACTS OF RECORD UNDER CERTAIN CIRCUMSTANCES; AMENDING SECTION 76-3-207, MCA; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 76-3-207, MCA, is amended to read:

"76-3-207. Divisions or aggregations of land exempted from review but subject to survey requirements and zoning regulations -- exceptions -- fees for examination of division. (1) Except as provided in subsection (2), unless the method of disposition is adopted for the purpose of evading this chapter, the following divisions or aggregations of land are not subdivisions under this chapter but are subject to the surveying requirements of 76-3-401 for divisions or aggregations of land other than subdivisions and are subject to applicable zoning regulations adopted under Title 76, chapter 2:

(a) divisions made outside of platted subdivisions for the purpose of relocating common boundary lines between ~~adjoining properties~~ tracts of record of any size, including if a resulting tract is less than 160 acres;

(b) divisions made outside of platted subdivisions for the purpose of a single gift or sale in each county to each member of the landowner's immediate family;

(c) divisions made outside of platted subdivisions by gift, sale, or agreement to buy and sell in which the parties to the transaction enter a covenant running with the land and revocable only by mutual consent of the governing body and the property owner that the divided land will be used exclusively for agricultural purposes;

(d) for five or fewer lots within a platted subdivision, the relocation of common boundaries;

(e) divisions made for the purpose of relocating a common boundary line between a single lot within a platted subdivision and adjoining land outside a platted subdivision. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(f) aggregation of parcels or lots when a certificate of survey or subdivision plat shows that the boundaries of the original parcels have been eliminated and the boundaries of a larger aggregate parcel are

established. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(2) Notwithstanding the provisions of subsection (1):

(a) within a platted subdivision filed with the county clerk and recorder, a division, redesign, or rearrangement of lots that results in an increase in the number of lots or that redesigns or rearranges six or more lots must be reviewed and approved by the governing body before an amended plat may be filed with the county clerk and recorder;

(b) a change in use of the land exempted under subsection (1)(c) for anything other than agricultural purposes subjects the division to review under parts 5 and 6 of this chapter.

(3) (a) Subject to subsection (3)(b), a division of land may not be made under this section unless the county treasurer has certified that all real property taxes and special assessments assessed and levied on the land to be divided have been paid.

(b) (i) If a division of land includes centrally assessed property and the property taxes applicable to the division of land are not specifically identified in the tax assessment, the department of revenue shall prorate the taxes applicable to the land being divided on a reasonable basis. The owner of the centrally assessed property shall ensure that the prorated real property taxes and special assessments are paid on the land being sold before the division of land is made.

(ii) The county treasurer may accept the amount of the tax prorated pursuant to this subsection (3)(b) as a partial payment of the total tax that is due.

(4) The governing body may examine a division or aggregation of land to determine whether or not the requirements of this chapter apply to the division or aggregation and may establish reasonable fees, not to exceed $200, for the examination."

NEW SECTION. **Section 2. Effective date.** [This act] is effective July 1, 2013.

- END -

HOUSE BILL NO. 562

INTRODUCED BY K. SWANSON

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING SUBDIVISION LAWS REGARDING SURVEYS AND EXEMPTIONS FROM LOCAL SUBDIVISION REVIEW; ~~EXEMPTING FROM REVIEW BOUNDARY RELOCATIONS AND RESULTING TRACTS OF RECORD UNDER CERTAIN CIRCUMSTANCES;~~ AMENDING SECTION 76-3-207, MCA; AND PROVIDING AN EFFECTIVE DATE."

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(a) divisions made outside of platted subdivisions for the purpose of relocating common boundary lines between ~~adjoining properties~~ ~~tracts of record of any size, including if a resulting tract is less than 160 acres~~ ADJOINING PROPERTIES;

(b) divisions made outside of platted subdivisions for the purpose of a single gift or sale in each county to each member of the landowner's immediate family;

(c) divisions made outside of platted subdivisions by gift, sale, or agreement to buy and sell in which the parties to the transaction enter a covenant running with the land and revocable only by mutual consent of the governing body and the property owner that the divided land will be used exclusively for agricultural purposes;

(d) for five or fewer lots within a platted subdivision, the relocation of common boundaries;

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(2) Notwithstanding the provisions of subsection (1):

(a) within a platted subdivision filed with the county clerk and recorder, a division, redesign, or rearrangement of lots that results in an increase in the number of lots or that redesigns or rearranges six or more lots must be reviewed and approved by the governing body before an amended plat may be filed with the county clerk and recorder;

(b) a change in use of the land exempted under subsection (1)(c) for anything other than agricultural purposes subjects the division to review under parts 5 and 6 of this chapter.

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(b) (i) If a division of land includes centrally assessed property and the property taxes applicable to the division of land are not specifically identified in the tax assessment, the department of revenue shall prorate the taxes applicable to the land being divided on a reasonable basis. The owner of the centrally assessed property shall ensure that the prorated real property taxes and special assessments are paid on the land being sold before the division of land is made.

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(4) The governing body may examine a division or aggregation of land to determine whether or not the requirements of this chapter apply to the division or aggregation and may establish reasonable fees, not to exceed $200, for the examination."

NEW SECTION. **Section 2. Effective date.** [This act] is effective July 1, 2013.

- END -

AN ACT REVISING SUBDIVISION LAWS REGARDING SURVEYS AND EXEMPTIONS FROM LOCAL SUBDIVISION REVIEW; AMENDING SECTION 76-3-207, MCA; AND PROVIDING AN EFFECTIVE DATE.

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Section 2. Effective date. [This act] is effective July 1, 2013.

- END -

I hereby certify that the within bill,

HB 0562, originated in the House.

Chief Clerk of the House

Speaker of the House

Signed this _____ day

of _____, 2013.

President of the Senate

Signed this _____ day

of _____, 2013.

HOUSE BILL NO. 562

INTRODUCED BY K. SWANSON

AN ACT REVISING SUBDIVISION LAWS REGARDING SURVEYS AND EXEMPTIONS FROM LOCAL SUBDIVISION REVIEW; AMENDING SECTION 76-3-207, MCA; AND PROVIDING AN EFFECTIVE DATE.

OFFICE OF THE GOVERNOR
STATE OF MONTANA

STEVE BULLOCK
GOVERNOR

JOHN WALSH
LT. GOVERNOR

April 12, 2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, MT 59620

Dear Speaker Blasdel:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return with amendments House Bill 562 (HB 562), "AN ACT REVISING SUBDIVISION LAWS REGARDING SURVEYS AND EXEMPTIONS FROM LOCAL SUBDIVISION REVIEW; EXEMPTING FROM REVIEW BOUNDARY RELOCATIONS AND RESULTING TRACTS OF RECORD UNDER CERTAIN CIRCUMSTANCES; AMENDING SECTION 76-3-207, MCA; AND PROVIDING AN EFFECTIVE DATE."

Current law identifies circumstances under which a division or aggregation of land is exempt from the subdivision review processes in the Montana Subdivision and Platting Act. HB 562 modifies the exemption from common boundary line relocation (Section 76-3-207(1)(a)) to clarify that the exemption is available for use even if the relocation of common boundary lines will result in the creation of a tract of record that is less than 160 acres. This new language reflects existing law and does not change the scope of the exemption.

This clarification, however, is applicable to all of the exemptions listed in Section 76-3-207, MCA. By adding the proposed language to the boundary line relocation exemption only, HB 562 could potentially create ambiguity in existing law and the applicability of the remaining exemptions listed in Section 76-3-207, MCA.

I propose and amendment to HB 562 to move the proposed language instead to the introductory section of 76-3-207, MCA. This change will make clear that all exemptions listed under this provision of the Montana Subdivision and Platting Act are available regardless of whether the use of the exemption will result in the creation of a tract of record that is less than 160 acres.

I respectfully ask for your support of these amendments.

Sincerely,

STEVE BULLOCK
Governor

cc: Legislative Services Division
Secretary of State

Amendments to House Bill No. 562
Reference Copy

Requested by the Governor

For the House Committee of the Whole

Prepared by Todd Everts
April 12, 2013 (12:52pm)

1. Title, page 1, line 5 through line 6.
Strike: "EXEMPTING" on line 5 through "CIRCUMSTANCES;" on line 6

2. Page 1, line 15.
Strike: "land"
Insert: "tracts of record of any size, regardless of the resulting size of any lot created by the division or aggregation,"

3. Page 1, line 19.
Strike: "tracts" through "acres"
Insert: "adjoining properties"

- END -

Montana State Legislature

2013 Session

ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLWING:

- Business Report
- Roll Call – Attendance
- Standing Committee Reports
- Tabled Bills
- Fiscal Reports etc.
- Roll Call Votes
- Informational Items
- Witness Statements
- Any Documents; such as;
  - *Petitions if any.
  - *Any and all material handed end after the meeting ends.

The original is on file at the Montana Historical Society and may be viewed there.

Montana Historical Society
Archives
225 N. Roberts
Helena MT 59620-1201

2013 Legislative Scanner Susie Hamilton

BUSINESS REPORT

MONTANA HOUSE OF REPRESENTATIVES
63rd LEGISLATURE - REGULAR SESSION

HOUSE JUDICIARY COMMITTEE

Date: Friday, February 22, 2013
Place: Capitol

Time: 7:00 A.M.
Room: 137

BILLS and RESOLUTIONS HEARD:

HB 467 - Require qualifications when justice of the peace is the court of record - Rep. Franke Wilmer
HB 536 - Generally prohibiting the use of solitary confinement for juveniles - Rep. Franke Wilmer
HB 550 - Revise laws related to rental and lease agreements for domestic violence victims - Rep. Jenifer Gursky
HB 555 - Revise mediation laws related to family law and domestic violence - Rep. Ellie Boldman Hill
HB 562 - Revise subdivision laws - Rep. Kathy Swanson
HB 564 - Revise district court venue laws - Rep. Champ Edmunds
HJ 13 - Joint Resolution to call on Congress to pass the Violence Against Women Act - Rep. Forrestina (Frosty) Calf Boss Ribs

EXECUTIVE ACTION TAKEN:

HB 236	Tabled
HB 370	Tabled
HB 432	Tabled
HB 467	Tabled
HB 481	Tabled
HB 536	Tabled
HB 543	Tabled
HB 550	Tabled
HB 555	Do pass as amended
HB 562	Do pass
HB 564	Do pass
HJ 6	Do pass as amended
HJ 13	Do pass

Comments:

Krayton Kerns

REP. Krayton Kerns, Chair

HOUSE OF REPRESENTATIVES
Roll Call
JUDICIARY COMMITTEE

DATE: 2/22/2013

NAME	PRESENT	ABSENT/ EXCUSED
REP. JERRY BENNETT, VICE CHAIR	X	
REP. MARGIE MACDONALD, VICE CHAIR	X	
REP. ALAN DOANE	X	
REP. CAROLYN PEASE-LOPEZ	X	
REP. KEITH REGIER	X	
REP. VIRGINIA COURT	X	
REP. CLAYTON FISCUS	X	
REP. BRIDGET SMITH	X	
REP. DENNIS LENZ	X	
REP. JENNY ECK	X	
REP. KIRK WAGONER	X	
REP. SARAH LASZLOFFY	X	
REP. WENDY WARBURTON		E/C
REP. ELLIE BOLDMAN HILL	X	
REP. JERRY O'NEIL	X	
REP. JENIFER GURSKY	X	
REP. DAVID HALVORSON	X	
REP. RYAN LYNCH	X	
REP. MARK BLASDEL	X	
REP. KRAYTON KERNS, CHAIR	X	

Kaven
Room 475

HOUSE STANDING COMMITTEE REPORT

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 555** (first reading copy -- white) **do pass as amended**.

Signed: _____
Representative Krayton Kerns, Chair

And, that such amendments read:

1. Title, page 1, lines 10 and 11.
Strike: "REQUIRING MEDIATORS TO HAVE KNOWLEDGE IN THE AREA OF DOMESTIC VIOLENCE;"
Insert: "ALLOWING MEDIATIONS TO BE CONDUCTED BY MEDIATORS WHO ARE TRAINED IN MEDIATING DOMESTIC VIOLENCE CASES;"

2. Page 3, line 27.
Strike: "must"
Insert: "may"

- END -

Committee Vote:
Yes 18, No 2
Fiscal Note Required __

HB0555001SC.hjk

HOUSE STANDING COMMITTEE REPORT

February 22, 2013

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 562** (first reading copy -- white) **do pass**.

Signed: Krayton Kerns
Representative Krayton Kerns, Chair

- END -

Committee Vote:
Yes 20, No 0
Fiscal Note Required __

HB0562001SC.hjk

DC 2-22
1:15

HOUSE STANDING COMMITTEE REPORT

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 564** (first reading copy -- white) **do pass**.

Signed: Krayton Kerns
Representative Krayton Kerns, Chair

- END -

Committee Vote:
Yes 11, No 9
Fiscal Note Required __

HB0564001SC.hjk

DC - 1:15
2-22

HOUSE STANDING COMMITTEE REPORT

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Joint Resolution 6** (first reading copy -- white) **do pass as amended.**

Signed: Krayton Kerns
Representative Krayton Kerns, Chair

And, that such amendments read:

1. Title, page 1, line 6 through line 7.
Strike: "OVERTURN" on line 6 through "COMMISSION" on line 7
Insert: "PROVIDE THAT CORPORATIONS, INCLUDING NONPROFIT CORPORATIONS, UNIONS, AND ASSOCIATIONS, ARE NOT HUMAN BEINGS WITH CONSTITUTIONAL RIGHTS"

2. Page 1, line 18.
Strike: "these decisions"
Insert: "the decisions in American Tradition Partnership v. Bullock and Citizens United v. FEC"
Following: "corporations"
Insert: "and unions"

3. Page 2, line 3.
Following: "committees"
Insert: "; and
WHEREAS, limits on campaign expenditures and contributions apply to corporations, including nonprofit corporations, as well as unions and associations"

4. Page 2, line 10 through line 11.
Strike: subsection (a) in its entirety
Renumber: subsequent subsections

5. Page 2, line 12.
Following: "corporations"

Committee Vote:
Yes 20, No 0
Fiscal Note Required __

HJ0006001SC.hjk

DC 2-26
9:00

Insert: ", including nonprofit corporations, unions, and associations,"

6. Page 2, line 13.
Following: "corporations"
Insert: ", unions, and associations"

- END -

HOUSE STANDING COMMITTEE REPORT

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Joint Resolution 13** (first reading copy -- white) **do pass**.

Signed: Krayton Kerns
Representative Krayton Kerns, Chair

- END -

Committee Vote:
Yes 13, No 7
Fiscal Note Required __

HJ0013001SC.hjk

DC 2-22
1:15

COMMITTEE FILE COPY

BILL TABLED NOTICE

HOUSE JUDICIARY COMMITTEE

The **HOUSE JUDICIARY COMMITTEE** TABLED
HB 236 - Eliminate license exemption for certain private adolescent treatment programs - Rep. Ellie Boldman Hill
HB 370 - Abolish death penalty and replace with life in prison without parole - Rep. Doug Kary
HB 432 - Generally revise laws related to child abuse and neglect cases - Rep. Kimberly Dudik
HB 467 - Require qualifications when justice of the peace is the court of record - Rep. Franke Wilmer
HB 481 - Prohibit discrimination of gender identity /expression and sexual orientation - Rep. Edith (Edie) McClafferty
HB 536 - Generally prohibiting the use of solitary confinement for juveniles - Rep. Franke Wilmer
HB 543 - Create a statewide child sexual abuse prevention campaign - Rep. Kimberly Dudik
HB 550 - Revise laws related to rental and lease agreements for domestic violence victims - Rep. Jenifer Gursky
by motion, on **Friday, February 22, 2013**.

Karen Armstrong
(For the Committee)

FC
(For the Chief Clerk of the House)

9:15 / 2-23
(Time) (Date)

February 22, 2013 (5:52pm) Karen Armstrong, Secretary Phone: 1862

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 481 MOTION NO._____
MOTION:_____

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP .WENDY WARBURTON		X	pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
REP. MARK BLASDEL		X	
REP. KRAYTON KERNS, CHAIR		X	
	8	12	

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 236 MOTION NO._____
MOTION:_____

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP .WENDY WARBURTON		X	PR
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
REP. MARK BLASDEL		X	
REP. KRAYTON KERNS, CHAIR		X	
	8	12	

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 370 MOTION NO._____
MOTION:_____

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP .WENDY WARBURTON		X	pv
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
REP. MARK BLASDEL		X	
REP. KRAYTON KERNS, CHAIR		X	
	9	11	

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 543 MOTION NO. _____
MOTION: amendment HB05430I. ane

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE	X		
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP .WENDY WARBURTON	X		pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		
REP. KRAYTON KERNS, CHAIR	X		

Mr am

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 543 MOTION NO.
MOTION: Ad amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY	X		
REP .WENDY WARBURTON		X	pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
REP. MARK BLASDEL		X	
REP. KRAYTON KERNS, CHAIR		X	
	9	11	

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 432 MOTION NO._____
MOTION: Table

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR		X	
REP. ALAN DOANE	X		
REP. CAROLYN PEASE-LOPEZ		X	
REP. KEITH REGIER	X		
REP. VIRGINIA COURT		X	
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH		X	
REP. DENNIS LENZ	X		
REP. JENNY ECK		X	
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP .WENDY WARBURTON	X		pr
REP. ELLIE BOLDMAN HILL		X	
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY		X	
REP. DAVID HALVORSON	X		
REP. RYAN LYNCH		X	
REP. MARK BLASDEL	X		
REP. KRAYTON KERNS, CHAIR	X		
	12	8	

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 536 MOTION NO._____
MOTION:_____

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP .WENDY WARBURTON		X	pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH		X	
REP. MARK BLASDEL		X	
REP. KRAYTON KERNS, CHAIR		X	
	7	13	

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO HJ 13 MOTION NO. _____
MOTION: do pass

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP .WENDY WARBURTON	X		pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		
REP. KRAYTON KERNS, CHAIR		X	
	13	7	passes

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 564 MOTION NO._____
MOTION:_____

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR		X	
REP. ALAN DOANE	X		
REP. CAROLYN PEASE-LOPEZ		X	
REP. KEITH REGIER	X		
REP. VIRGINIA COURT		X	
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH		X	
REP. DENNIS LENZ	X		
REP. JENNY ECK		X	
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY		X	
REP .WENDY WARBURTON	X		pr
REP. ELLIE BOLDMAN HILL		X	
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY		X	
REP. DAVID HALVORSON	X		
REP. RYAN LYNCH		X	
REP. MARK BLASDEL	X		
REP. KRAYTON KERNS, CHAIR	X		
	11	9	

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 550 MOTION NO.
MOTION: as amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH		X	
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP .WENDY WARBURTON		X	pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
REP. MARK BLASDEL		X	
REP. KRAYTON KERNS, CHAIR		X	
	7	13	

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 555 MOTION NO.
MOTION: conceptual amendment

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE	X		
REP. CAROLYN PEASE-LOPEZ		X	
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ	X		
REP. JENNY ECK		X	
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP .WENDY WARBURTON	X		PR
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		
REP. KRAYTON KERNS, CHAIR	X		
	17	3	

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 555 MOTION NO.
MOTION: as conceptually amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE	X		
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP .WENDY WARBURTON	X		pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		
REP. KRAYTON KERNS, CHAIR		X	
	18	2	

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO HJ 6 MOTION NO. _____
MOTION: Amendment #J000601.ahf

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE	X		
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP .WENDY WARBURTON	X		pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		
REP. KRAYTON KERNS, CHAIR	X		

Under

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO HJ 6 MOTION NO.
MOTION: Table as amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR		X	
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ		X	
REP. KEITH REGIER		X	
REP. VIRGINIA COURT		X	
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH		X	
REP. DENNIS LENZ	X		
REP. JENNY ECK		X	
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP .WENDY WARBURTON	X		pr
REP. ELLIE BOLDMAN HILL		X	
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY		X	
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH		X	
REP. MARK BLASDEL		X	
REP. KRAYTON KERNS, CHAIR	X		
	1	13	Table

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO HJ 6 MOTION NO._____
MOTION: conceptual amendment

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE	X		
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP .WENDY WARBURTON	X		pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		
REP. KRAYTON KERNS, CHAIR		X	
	18	2	

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO HJ 6 MOTION NO._____
MOTION: do pass as twice amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE	X		
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP .WENDY WARBURTON	X		pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		
REP. KRAYTON KERNS, CHAIR	X		

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 2/22/2013 BILL NO 103 MOTION NO.
MOTION: be reconsidered

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	pr
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP .WENDY WARBURTON		X	pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
REP. MARK BLASDEL		X	
REP. KRAYTON KERNS, CHAIR		X	
	8	12	

AUTHORIZED
COMMITTEE PROXY

I request to be excused from the Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Jerry Burnett

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 481		X
HB 236		X
HB 370		X
HB 543 dpaa		X
AMD HB 05430 1. ASO	X HB	
motion to table HB 432 HE		
AMD HB 43202. AAS	X	
AMD HB 43203. AAS	X	
as twice amended HJ 6	X	
AMD HJ 000601. AHT	X	
HB 467		X
HB 536		X
HJ 13	X	
HB 562	X	

BILL/AMENDMENT	AYE	NO
HB 564	X	
HB 550		X
HB 555	X	
AMD HB 05500 1. AHT	X	
Concept amend HB 555	X	
AMD HJ 6	X	
HJ 6 Conceptual AMD	X	
~~HJ 6 motion to table~~	X	
HB 103 Reconsider		X

Rep. Wendy Warburton
(Signature)

Date 2/22/13

AUTHORIZED
COMMITTEE PROXY

I request to be excused from the Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Jerry Burnett

Indicate Bill ~~number~~ and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB103 Recinded		X

BILL/AMENDMENT	AYE	NO

Rep. Dennis Ry
(Signature)

Date 2/22/13

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, February 22, 2013
HB 467 - Require qualifications when justice of the peace is the court of record
Sponsor: **Rep. Franke Wilmer**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Larry Carver	Montana Magistrates		✓	
Gordon Morris	Lewis + Clark Co.		✓	
Niki Zupanic	ACLU of MT	✓		
Harold Blattie	MACo		X	
Audrey Barger	Hill County		X	
Craig Mohr	Richland County Justice Court		X	
Perry Miller	Blaine County JP		X	
Kathy Swanson	HD #86 / HB #362	✓		
David Elias	self	✓		
Gary Baker	self	X		
Lee Gallagher	L/C Co Atty		X	
Mike Menke	1st Judicial District Ct		✓	
Andrea J. Olsen	MTLA	X		
Jerry Williams	Self		X	
Bill Stafford	Montana Land Title Assoc		X	
Bill Loebsack	Montana Landlord Ass		X	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, February 22, 2013
HB 536 - Generally prohibiting the use of solitary confinement for juveniles
Sponsor: **Rep. Franke Wilmer**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Lyle Hamilton	UMC + NCAJ	X		
Daffi Jacques	My Son & Family	X		
Amy Cannata	Self	X		
Niki Zupanic	ACLU of MT	✓		
Beth Brennan	DRM	X		
Andree LaRose	Private citizen	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, February 22, 2013
HB 536 - Generally prohibiting the use of solitary confinement for juveniles
Sponsor: **Rep. Franke Wilmer**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
LEROY KIRKEGARD	MT DOC		✓	
COLLEEN AMBROSE	MT DOC		✓	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, February 22, 2013
HJ 13 - Joint Resolution to call on Congress to pass the Violence Against Women Act
Sponsor: **Rep. Forrestina (Frosty) Calf Boss Ribs**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Clarena M. Bar	self HD32	X		
Sara L Rossi	MCADSV	X		
Cheryl Eagle	IPA	X		
Edie McClafferty	HD75	X		
Shane Morigeau	Conf. Salish & Kootenai Tribes	+		
Dori Judge	MT Nurses Association	X		
Jamee Greer	MT RN	X		
Kim Leighton	NARAL Pro-Choice MT	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, February 22, 2013
HJ 13 - Joint Resolution to call on Congress to pass the Violence Against Women Act
Sponsor: **Rep. Forrestina (Frosty) Calf Boss Ribs**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Melissa Barcroft	Planned Parenthood of Montana	X		
Linda Gryczan	MT Women's Lobby	✓		
Dustin Manna	~~MT~~ North Voice	X		
Tate Welde	self	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, February 22, 2013
HJ 13 - Joint Resolution to call on Congress to pass the Violence Against Women Act
Sponsor: **Rep. Forrestina (Frosty) Calf Boss Ribs**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Tasha Welker	Self	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, February 22, 2013
HB 562 - Revise subdivision laws
Sponsor: **Rep. Kathy Swanson**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
DAVID ELIAS	SELF	✓		
Kathy Swanson	HD #62	✓		
Maureen Connor	Montana Assoc. of Counties	X		
Joe Roberts	Mt. Ass'n of Reg. Surveyors	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, February 22, 2013
HB 564 - Revise district court venue laws
Sponsor: **Rep. Champ Edmunds**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
JORGE QUINTANA	SOS			✓

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, February 22, 2013
HB 550 - Revise laws related to rental and lease agreements for domestic violence victims
Sponsor: **Rep. Jenifer Gursky**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Bill Stafferdt	MT Landlord Assoc		X	
Bill Loeris	MT Landlord Assoc.		X	
Tooke Walker	Self	X		
Steve Cichon	MT Landlord assoc		X	
Sarah Rossi		X		
William C Seaver	M L A		X	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, February 22, 2013
HB 555 - Revise mediation laws related to family law and domestic violence
Sponsor: **Rep. Ellie Boldman Hill**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Todd Welker	self	X		
Kris Hansen	constituent	X		
Ed BARTLETT	MT Judges Assn	X		
Linda Gryczan	MT Mediation Assn	✓		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, February 22, 2013
HB 555 - Revise mediation laws related to family law and domestic violence
Sponsor: **Rep. Ellie Boldman Hill**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Sarah Rossi	MCADSV	X		
Linda Coryczan	MT Mediation Assn	✓		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

Additional after mtg.
Kerns
Karen 475

NRCAT | National Religious Campaign Against Torture

Attention: Members of the House Judiciary Committee	From: Rev. Richard L. Killmer, NRCAT
	Date: February 22, 2013
	Phone Number: (202) 547-1920
Fax Number: (406) 444-4825	Number of Pages, Including Cover: 3

☑ URGENT ☐ REPLY ASAP ☐ PLEASE COMMENT ☐ PLEASE REVIEW ☐ FOR YOUR INFORMATION

fax cover

National Religious Campaign Against Torture
316 F Street NE, Suite 200, Washington, DC 20002
tel: 202.547.1920 | fax: 202.547.1920
www.nrcat.org

NRCAT | National Religious Campaign Against Torture

www.nrcat.org
campaign@nrcat.org
202-547-1920

February 22, 2013

Attention: Krayton Kerns, Chair, Montana House Judiciary Committee
Members of the Montana House Judiciary Committee

Mr. Chairman, Members of the Montana House Judiciary Committee:

Thank you for this opportunity to submit a letter in support of House Bill 536 on behalf of the National Religious Campaign Against Torture (NRCAT) and our more than 300 diverse faith-based organizational members across the United States. We write to the committee in advance of the hearing scheduled for today, February 22, 2013, to consider House Bill 536, the "Montana Solitary Confinement Act," a bill that would restrict the use of long-term solitary confinement in Montana state prison facilities.

As people of faith, we urge you to support this bill. The National Religious Campaign Against Torture, whose members represent all faith traditions, recognize that prolonged solitary confinement denies the essential human need for community, impedes genuine rehabilitation, and is damaging to the psychological and social development of youth. Research consistently demonstrates that the psychological effects, particularly among children and people with mental illness, are devastating. The damage of solitary confinement is a violation of human dignity and is of grave concern to the faith community. Therefore, we strongly support the passage of House Bill 536, particularly its provisions to end the use of solitary confinement of youth under 18, inmates with serious mental illness, and other prisoners needing special consideration, as well as its support for limiting long-term solitary confinement for all inmates.

The bill also includes a critical public safety measure by limiting the use of solitary confinement for prisoners who are within one year of their release. As people of faith, we recognize that rehabilitation must include preparation for successful re-entry following incarceration. Because of the devastating psychological and social impacts of prolonged solitary confinement, re-entry is significantly undermined by an inmate's immediate release from solitary confinement into the community.

The National Religious Campaign Against Torture advocates for limiting the use of solitary confinement in U.S. federal and state prisons. In 2010, NRCAT partnered with a diverse coalition of organizations in Maine to push for the successful passage of a resolve by the state legislature requiring the Department of Corrections to review its solitary confinement policies and procedures. As a result of the review and its recommendations, the solitary confinement population in Maine has been reduced by more than 70 percent. Momentum to halt the use of prolonged solitary confinement in U.S. prisons continues to build nationally, with the first-ever Congressional hearing on the use of prolonged solitary confinement convened last June by Senator Dick Durbin of Illinois. Following the hearing, in February of this year, the Federal

NRCAT | National Religious Campaign Against Torture

www.nrcat.org
campaign@nrcat.org
202-547-1920

Bureau of Prisons agreed to the first-ever independent and comprehensive assessment of its use of prolonged solitary confinement in U.S. federal prisons.

In this moment when the use of prolonged solitary confinement is under increasing scrutiny around the country, House Bill 536 presents Montana with a critical opportunity to lead the way nationally in increasing access to rehabilitation and reducing harm.

We urge you to support H.B. 536. Thank you for your consideration.

Sincerely,

Richard L. Killmer

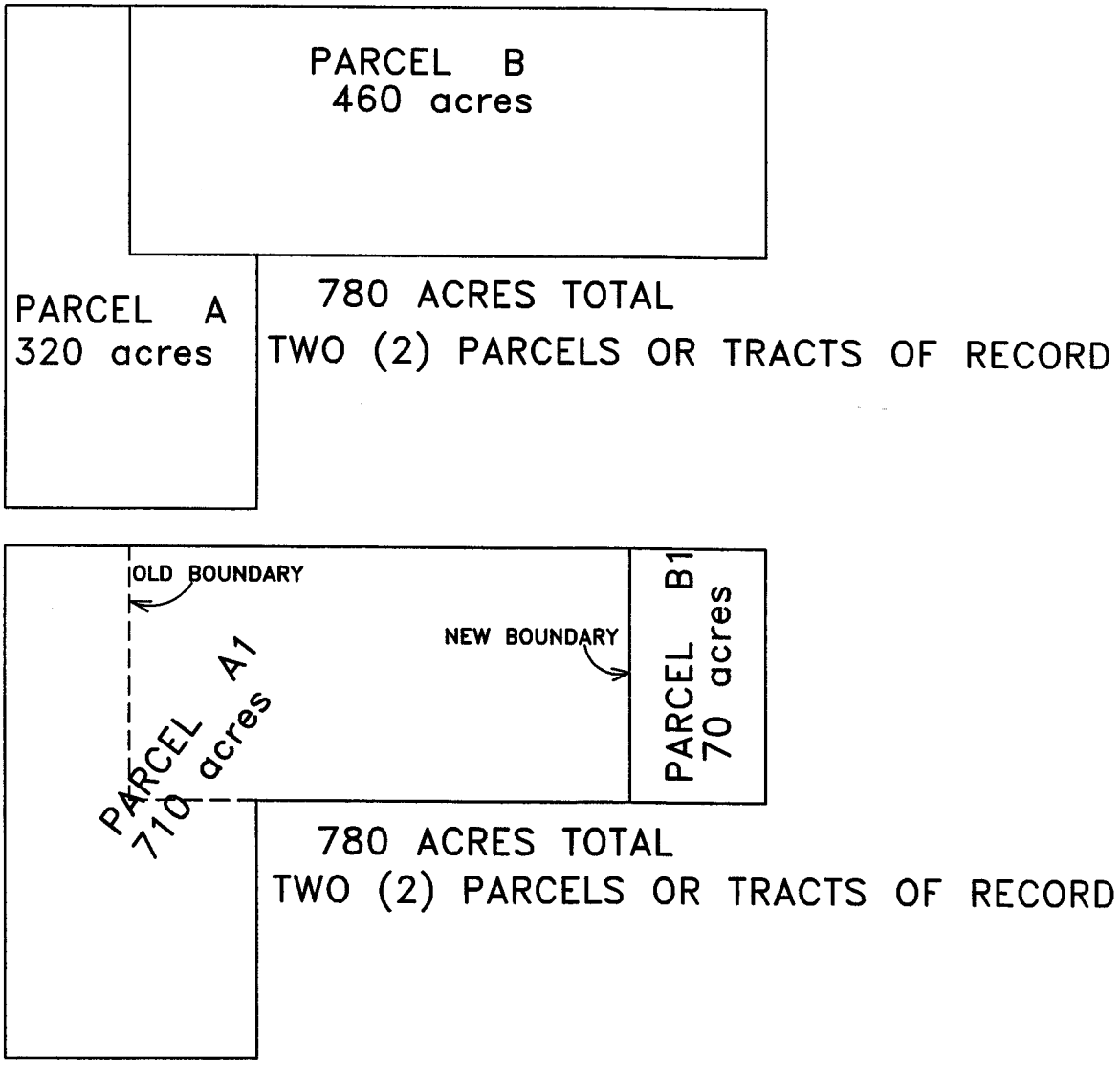
Rev. Richard L. Killmer
Executive Director

EXHIBIT 14
DATE 2/22/2013
HB 562

TITLE 76. LAND RESOURCES AND USE
CHAPTER 3. LOCAL REGULATION OF SUBDIVISIONS
Part 1. General Provisions

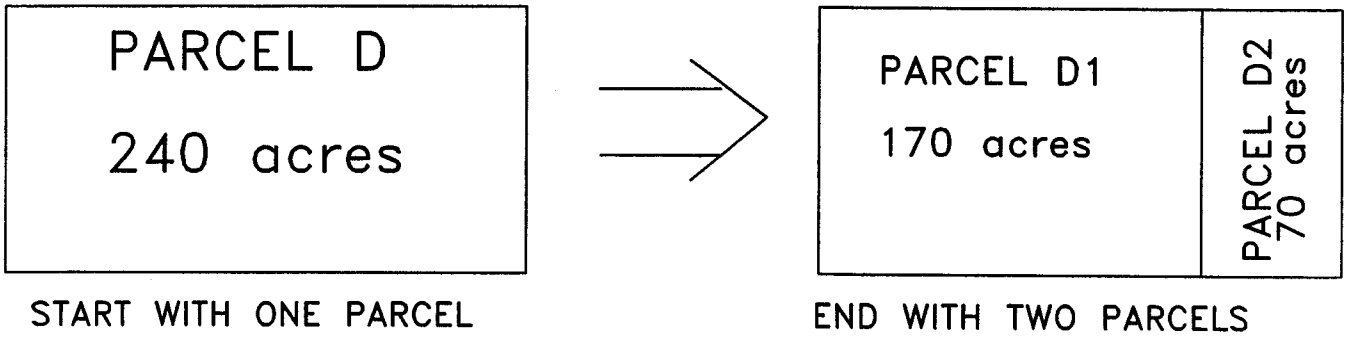
76-3-104. What constitutes subdivision.

A subdivision comprises only those parcels containing less than 160 acres that cannot be described as a one-quarter aliquot part of a United States government section *WHEN THE PARCELS HAVE BEEN SEGREGATED FROM THE ORIGINAL TRACT.* The subdivision plat must show all the parcels whether contiguous or not. (emphasis added)



ABOVE IS A DIVISION BUT NOT A SUBDIVISION

BELOW IS A SUBDIVISION



MINUTES

MONTANA HOUSE OF REPRESENTATIVES
63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Krayton Kerns, on February 22, 2013 at 7:00 AM, in Room 137 Capitol

ROLL CALL

Members Present:

Rep. Krayton Kerns, Chair (R)
Rep. Gerald (Jerry) Bennett, Vice Chair (R)
Rep. Margaret (Margie) MacDonald, Vice Chair (D)
Rep. Mark Blasdel (R)
Rep. Virginia Court (D)
Rep. Alan Doane (R)
Rep. Jennifer Eck (D)
Rep. Clayton Fiscus (R)
Rep. Jenifer Gursky (D)
Rep. David Halvorson (R)
Rep. Ellie Boldman Hill (D)
Rep. Sarah Laszloffy (R)
Rep. Dennis R. Lenz (R)
Rep. Ryan Lynch (D)
Rep. Jerry O'Neil (R)
Rep. Carolyn Pease-Lopez (D)
Rep. Keith Regier (R)
Rep. Bridget Smith (D)
Rep. Kirk Wagoner (R)

Members Excused: Rep. Wendy Warburton (R)

Members Absent: None

Staff Present: Karen Armstrong, Committee Secretary
Helen Thigpen, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:	HB 467, 2/15/2013; HB 536, 2/19/2013, HJ 13, 2/18/2013; HB 562, 2/21/2013; HB 564, 2/21/2013; HB 550, 2/21/2013; HB 555, 2/21/2013
Executive Action:	HB 103, HB 481, HB 236, HB 370, HB 543, HB 432, HB 467, HB 536, HB 550, HB 555, HB 562, HB 564, HJ 6, HJ 13

00:20:09 Chairman Kerns

EXECUTIVE ACTION ON HB 481

00:20:39 **Motion:** Rep. G. Bennett moved that **HB 481 DO PASS**.

Discussion:
00:20:45 Rep. MacDonald
00:21:44 Rep. Court
00:22:49 Rep. Gursky
00:23:41 Rep. Hill
00:25:36 Rep. Eck
00:26:46 Rep. Doane
00:27:52 Chairman Kerns

00:28:34 **Vote:** Motion failed 8-12 by roll call vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting aye. Rep. Warburton voted by proxy.

00:29:59 **Motion/Vote:** Rep. G. Bennett moved that **HB 481 BE TABLED AND THE VOTE REVERSED**. Motion carried 11-8 by voice vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting no. Rep. Warburton was absent and did not vote.

EXECUTIVE ACTION ON HB 236

00:30:22 **Motion:** Rep. G. Bennett moved that **HB 236 DO PASS**.

Discussion::
00:30. 31 Rep. Hill
00:33:48 Rep. Eck
EXHIBIT(juh40a01)
EXHIBIT(juh40a02)
00:34:39 Rep. Halvorson
00:35:25 Rep. MacDonald
00:36:17 Chairman Kerns
00:36:45 Rep. Eck

00:43:22 **Vote:** Motion failed 8-12 by roll call vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting aye. Rep. Warburton voted by proxy.

00:44:39 **Motion/Vote:** Rep. G. Bennett moved that **HB 236 BE TABLED AND THE VOTE REVERSED**. Motion carried 11-8 by voice vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting no. Rep. Warburton was absent and did not vote.

EXECUTIVE ACTION ON HB 370

00:45:17 **Motion:** Rep. G. Bennett moved that **HB 370 DO PASS**.

Discussion:
00:45:25 Rep. MacDonald
00:47:57 Rep. Court
00:50:25 Rep. Regier
00:51:18 Rep. Pease-Lopez
00:53:19 Rep. Hill
00:55:41 Rep. Regier
00:56:10 Rep. MacDonald
00:56:22 Rep. Lenz

00:57:27 **Vote:** Motion failed 9-11 by roll call vote with Rep. Court, Rep. Eck, Rep. Fiscus, Rep. Gursky, Rep. Hill, Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting aye. Rep. Warburton voted by proxy.

00:57:33 **Motion/Vote:** Rep. G. Bennett moved that **HB 370 BE TABLED AND THE VOTE REVERSED**. Motion carried 11-8 by voice vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting no. Rep. Warburton was absent and did not vote.

EXECUTIVE ACTION ON HB 543

00:58:02 **Motion:** Rep. G. Bennett moved that **HB 543 DO PASS**.

Discussion:
00:58:13 Rep. MacDonald

00:59:12 **Motion:** Rep. Laszloffy moved that **HB 543 BE AMENDED**.
EXHIBIT(juh40a03)

Discussion:
00:59:20 Rep. Laszloffy
01:00:22 Ms Thigpen, LSD

01:00:53 **Vote:** Motion carried unanimously by roll call vote. Rep. Warburton voted by proxy.

01:01:59 **Motion/Vote:** Rep. G. Bennett moved that **HB 543 DO PASS AS AMENDED**. Motion failed 9-11 by roll call vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. Laszloffy, Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting aye. Rep. Warburton voted by proxy.

01:03:21 **Motion/Vote:** Rep. G. Bennett moved that **HB 543 BE TABLED AND THE VOTE REVERSED**. Motion carried 11-8 by voice vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting no. Rep. Warburton was absent and did not vote.

EXECUTIVE ACTION ON HB 432

01:04:04 **Motion:** Rep. G. Bennett moved that **HB 432 DO PASS**.

Discussion:
01:04:17 Ms Thigpen, LSD

01:04:48 **Motion:** Rep. MacDonald moved that **HB 432 BE AMENDED**.
EXHIBIT(juh40a04)

Discussion:
01:05:02 Rep. MacDonald

01:05:34 **Vote:** Motion carried unanimously by voice vote. Rep. Warburton voted by proxy.

01:05:55 **Motion:** Rep. G. Bennett moved that **HB 432 DO PASS AS AMENDED**.

01:06:05 **Motion:** Rep. MacDonald moved that **HB 432 BE AMENDED**.
EXHIBIT(juh40a05)

Discussion:
01:06:44 Ms Thigpen, LSD

01:09:02 **Vote:** Motion carried 19-0 by voice vote. Rep. Warburton was absent and did not vote.

01:09:35 **Motion:** Rep. G. Bennett moved that **HB 432 DO PASS AS AMENDED**.

01:09:43 **Substitute Motion/Vote:** Rep. Wagoner made a substitute motion that **HB 432 BE TABLED.** Substitute Motion carried 12-8 by roll call vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting no. Rep. Warburton voted by proxy.

01:10:44 Recessed.
01:19:31 Reconvened with Rep. Court, Rep Smith, Rep. Eck, Rep. Gursky, Rep. Lynch absent.

HEARING ON HB 467

Opening Statement by Sponsor:
01:20:19 Rep. Franke Wilmer (D), HD 63, opened the hearing on HB 467, Require qualifications when justice of the peace is the court of record.
EXHIBIT(juh40a06)
01:23:51 Rep. Eck and Rep. Lynch returned to the meeting.

Proponents' Testimony:
01:26:48 Gary Balaz, Self
01:35:33 Niki Zupanic, American Civil Liberties Union (ACLU), Montana

01:38:33 Andrea Olsen, Montana Trial Lawyers Association (MTLA)
01:38:42 Rep. Court returned to the meeting.

Opponents' Testimony:
01:44:19 Larry Carver, Montana Magistrates Association (MMA)
EXHIBIT(juh40a07)
EXHIBIT(juh40a08)
01:45:46 Leo Gallagher, Lewis and Clark County Attorney
01:48:41 Jerry Williams, Self
01:49:50 Mike Menahan, District Court Judge, First Judicial District
01:53:42 Audrey Barger, Justice of the Peace, Hill County
01:54:40 Greg Mohr, Justice of the Peace, Richland County
01:56:36 Bill Staffeldt, Montana Landlords Association
01:58:31 Brett Linneweber, Park County Attorney, Montana County Attorneys Association (MCAA)
01:59:14 Gordon Morris, Lewis and Clark County
01:59:45 Harold Blattie, Executive Director, Montana Association of Counties (MACo)

Informational Testimony: None

Questions from Committee Members and Responses:
02:00:19 Rep. Halvorson
02:00:55 Justice Mohr, Self
02:01:05 Rep. Halvorson
02:01:29 Justice Mohr, Self

Closing by Sponsor:
02:02:05 Rep. Wilmer

HEARING ON HB 536

Opening Statement by Sponsor:
02:04:17 Rep. Franke Wilmer (D), HD 63, opened the hearing on HB 536, Generally prohibiting the use of solitary confinement for juveniles.
EXHIBIT(juh40a09)

Proponents' Testimony:
02:10:48 Niki Zupanic, ACLU
02:17:11 Andree Larose, Self
EXHIBIT(juh40a10)
02:21:55 Patti Jacques, Self
02:24:54 Beth Brenneman, Disability Rights Montana (DRM)
02:25:37 Rev. Lyle Hamilton, Self
EXHIBIT(juh40a11)

Opponents' Testimony:
02:26:48 LeRoy Kirkegard, Warden, Montana State Prison, Montana Department of Corrections (COR)
02:33:34 Colleen Ambrose, Bureau Chief, Legal Services, Montana Department of Corrections (COR)

Informational Testimony: None

Questions from Committee Members and Responses:

02:38:16 Rep. MacDonald
02:38:48 Ms Zupanic, ACLU
02:39:24 Rep. MacDonald
02:39:45 Ms Zupanic, ACLU
02:41:01 Rep. Wagoner
02:41:24 Warden Kirkegard, COR
02:41:35 Rep. Pease-Lopez
02:41:46 Warden Kirkegard, COR
02:42:31 Rep. Pease-Lopez
02:42:55 Warden Kirkegard, COR
02:43:29 Rep. Halvorson
02:43:47 Warden Kirkegard, COR
02:45:05 Rep. Eck
02:45:32 Warden Kirkegard, COR
02:47:30 Rep. Eck
02:47:52 Colleen Ambrose, COR
02:49:53 Rep. Court
02:50:38 Warden Kirkegard, COR
02:51:02 Rep. Court
02:51:18 Rep. Gursky returned to the meeting.
02:51:31 Warden Kirkegard, COR
02:51:56 Rep. Court
02:52:20 Warden Kirkegard, COR
02:52:27 Rep. O'Neil
02:52:54 Warden Kirkegard, COR
02:53:07 Rep. O'Neil
02:53:16 Warden Kirkegard, COR
02:53:32 Rep. Lenz
02:54:05 Warden Kirkegard, COR
02:54:54 Rep. Lynch
02:55:21 Warden Kirkegard, COR
02:56:57 Rep. Lynch
02:57:20 Warden Kirkegard, COR

Closing by Sponsor:

02:59:13 Rep. Wilmer
03:01:14 Rep. Smith returned to the meeting.
03:01:38 Rep. Laszloffy left the meeting.

HEARING ON HJ 13

Opening Statement by Sponsor:

03:03:10 Rep. Forrestina (Frosty) Calf Boss Ribs (D), HD 15, opened the hearing on HJ 13, Joint Resolution to call on Congress to pass the Violence Against Women Act.

Proponents' Testimony:
03:05:25 Dustin Monroe, Executive Director, Western Native Voice
03:07:26 Linda Gryczan, Montana Women's Lobby
03:08:00 Rep. Edie McClafferty, HD 75
03:09:01 Cheryl Eagle, Secretary, Indian Peoples Action
03:10:22 Rep. Clarena Brockie, HD 32
03:12:00 Don Judge, Montana Nurses Association
03:13:04 Sarah Rossi, Montana Coalition Against Domestic and Sexual Violence (MCADSV)
03:15:17 Marci McLean, Self
EXHIBIT(juh40a12)
EXHIBIT(juh40a13)
03:17:24 Shane Morigeau, Confederated Salish and Kootenai Tribes
03:17:43 Jamee Greer, Montana Human Rights Network
03:18:01 Melissa Barcroft, Planned Parenthood of Montana
03:18:17 Kim Leighton, National Association for the Repeal of Abortion Laws (NARAL), Pro-Choice Montana

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:
03:19:08 Rep. Calf Boss Ribs

HEARING ON HB 562

Opening Statement by Sponsor:
03:20:12 Rep. Kathy Swanson (D), HD 86, opened the hearing on HB 562, Revise subdivision laws.

Proponents' Testimony:
03:21:44 David Elias, Self
EXHIBIT(juh40a14)
03:23:20 Maureen Connor, Montana Association of Counties (MACo)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:
03:24:47 Rep. Fiscus
03:25:19 Mr. Elias, Self
03:25:28 Rep. Fiscus
03:25:32 Mr. Elias, Self
03:25:44 Rep. Fiscus
03:25:52 Mr. Elias, Self
03:26:08 Rep. Fiscus

03:26 23 Mr.Elias, Self
03:26:32 Rep. Regier
03:26:49 Mr. Elias, Self

Closing by Sponsor:
03:27:15 Rep. Swanson

HEARING ON HB 564

Opening Statement by Sponsor:
03:28:20 Rep. Champ Edmunds (R), HD 100, opened the hearing on HB 564, Revise district court venue laws.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:
03:30:18 Rep. MacDonald
03:31:18 Rep. Edmunds
03:31:33 Rep. MacDonald
03:32:18 Ms Thigpen, LSD
03:32:42 Rep. MacDonald
03:33:10 Ms Thigpen, LSD
03:33:18 Rep. Edmunds
03:34:00 Ms Thigpen, LSD
03:34:08 Rep. Eck
03:34:28 Jorge Quintana, Office of the Secretary of State (SOS)
03:35:09 Rep. MacDonald
03:35:45 Mr. Quintana, SOS
03:36:52 Rep. MacDonald
03:37:24 Rep. Court
03:37:36 Rep. Edmunds
03:38:14 Rep. Fiscus
03:38:39 Rep. Edmunds

Closing by Sponsor:
03:38:45 Rep. Edmunds

HEARING ON HB 550

Opening Statement by Sponsor:
03:39:31 Rep. Jenifer Gursky (D), HD 98, opened the hearing on HB 550, Revise laws related to rental and lease agreements for domestic violence victims.

Proponents' Testimony:
03:44:20 Tootie Welker, Self
EXHIBIT(juh40a15)
03:47:38 Sarah Rossi, MCADSV

Opponents' Testimony:
03:50:33 Steve Cichon, Montana Landlords Association (MLA)
03:54:20 William Staffeldt, MLA

Informational Testimony: None

Questions from Committee Members and Responses:
03:59:57 Rep. Regier
04:00:13 Rep. Gursky
04:00:20 Rep. Regier
04:00:23 Rep. Gursky
04:00:40 Rep. Regier
04:00:59 Rep. Gursky
04:01:05 Rep. Regier
04:01:18 Rep. Gursky
04:01:29 Rep. Doane
04:02:17 Rep. Gursky
04:02:44 Rep. Doane
04:02:59 Rep. Gursky
04:03:05 Rep. Pease-Lopez
04:03:30 Rep. Gursky

Closing by Sponsor:
04:03:45 Rep. Gursky

HEARING ON HB 555

Opening Statement by Sponsor:
04:05:06 Rep. Ellie Boldman Hill (D), HD 94, opened the hearing on HB 555, Revise mediation laws related to family law and domestic violence.
EXHIBIT(juh40a16)

Proponents' Testimony:
04:06:49 Rep. Kris Hansen, HD 33
EXHIBIT(juh40a17)
04:08:07 LInda Gryczan, Montana Mediation Association (MMA)
EXHIBIT(juh40a18)
04:12:39 Sarah Rossi, MCASCV
EXHIBIT(juh40a19)
04:13:09 Ed Bartlett, Montana Judges Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

04:13:52 Rep. Halvorson
04:14:12 Rep. Hill
04:14:48 Ms Gryczan, MMA
04:15:50 Rep. Hill
04:16:12 Chairman Kerns
04:16:17 Ms Gryczan, MMA
04:17:07 Ms Thigpen, LSD
04:17:27 Rep. Halvorson
04:17:36 Ms Thigpen, LSD
04:17:53 Rep. Regier
04:18:17 Rep. Hill
04:18:26 Ms Gryczan, MMA
04:19:16 Rep. Regier
04:19:29 Ms Gryczan, MMA
04:21:00 Rep Regier
04:21:14 Ms Gryczan, MMA

Closing by Sponsor:

04:22:06 Rep. Hill

EXECUTIVE ACTION ON HB 467

04:23:34 **Motion:** Rep. G. Bennett moved that **HB 467 DO PASS**.

Discussion:

04:24:07 Rep. MacDonald

04:23:44 **Vote:** Motion failed 1-19 by voice vote with Rep. Smith voting aye. Rep. Warburton voted by proxy.

04:25:19 **Motion/Vote:** Rep. G. Bennett moved that **HB 467 BE TABLED AND THE VOTE REVERSED**. Motion carried 18-1 by voice vote with Rep. Smith voting no. Rep. Warburton was absent and did not vote.

EXECUTIVE ACTION ON HB 536

04:25:44 **Motion:** Rep. G. Bennett moved that **HB 536 DO PASS**.

Discussion:

04:26:21 Rep. O'Neil
04:26:57 Rep. Laszloffy
04:27:38 Rep. Pease-Lopez
04:29:56 Rep. Eck
04:30:14 Rep. Court

04:31:59 **Vote:** Motion failed 7-13 by roll call vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting aye. Rep. Warburton voted by proxy.

04:33:06 **Motion/Vote:** Rep. G. Bennett moved that **HB 536 BE TABLED AND THE VOTE REVERSED**. Motion carried 15-5 by voice vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Pease-Lopez and Rep. Smith voting no. Rep. Warburton voted by proxy.

04:34:06 Rep. O'Neil
04:34:11 Rep. MacDonald

EXECUTIVE ACTION ON HJ 13

04:34:29 **Motion:** Rep. G. Bennett moved that **HJ 13 DO PASS**.

Discussion:
04:34:43 Rep. Wagoner

04:35:04 **Vote:** Motion carried 13-7 by roll call vote with Rep. Doane, Rep. Fiscus, Rep. Halvorson, Rep. Kerns, Rep. Lenz, Rep. O'Neil and Rep. Regier voting no. Rep. Warburton voted by proxy.

EXECUTIVE ACTION ON HB 562

04:36:39 **Motion:** Rep. G. Bennett moved that **HB 562 DO PASS**.

Discussion:
04:36:52 Rep. Regier
04:37:03 Rep. MacDonald
04:37:27 Rep. Regier
04:37:44 Rep. Fiscus

04:38:08 **Vote:** Motion carried unanimously by voice vote. Rep. Warburton voted by proxy.

EXECUTIVE ACTION ON HB 564

04:38:43 **Motion:** Rep. G. Bennett moved that **HB 564 DO PASS**.

Discussion:
04:38:55 Rep. MacDonald
04:39:49 Rep. Eck
04:40:08 Rep. Regier
04:40:36 Rep. Doane
04:40:52 Rep. Fiscus
04:41:06 Rep. MacDonald
04:41:45 Rep. Bennett
04:42:26 Ms Thigpen, LSD
04:42:49 Rep. Court
04:43:31 Ms Thigpen, LSD
04:43:37 Rep. Court

04:44:01 **Vote:** Motion carried 11-9 by roll call vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. Laszloffy, Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting no. Rep. Warburton voted by proxy.

EXECUTIVE ACTION ON HB 550

04:45:25 **Motion:** Rep. Gursky moved that **HB 550 DO PASS**.

04:45:37 **Motion:** Rep. Gursky moved that **HB 550 BE AMENDED**.
EXHIBIT(juh40a20)

Discussion:
04:45:58 Rep. Fiscus

04:46:16 **Vote:** Motion carried 18-1 by voice vote with Rep. Halvorson voting no. Rep. Warburton was absent and did not vote.

04:46:33 **Motion:** Rep. Gursky moved that **HB 550 DO PASS AS AMENDED**.

Discussion:
04:46:37 Rep. Gursky
04:47:08 Rep. Fiscus
04:47:56 Rep. Halvorson
04:48:26 Rep. Laszloffy

04:48:54 **Vote:** Motion failed 7-13 by roll call vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. Lynch, Rep. MacDonald and Rep. Pease-Lopez voting aye. Rep. Warburton voted by proxy.

04:49:58 **Motion/Vote:** Rep. G. Bennett moved that **HB 550 BE TABLED AND THE VOTE REVERSED**. Motion carried 19-0 by voice vote. Rep. Warburton was absent and did not vote.

EXECUTIVE ACTION ON HB 555

04:50:14 **Motion:** Rep. Hill moved that **HB 555 DO PASS**.

Discussion:
04:50:20 Rep.Hill

04:51:29 **Motion:** Rep. Regier moved that **HB 555 BE AMENDED** by a conceptual amendment changing the word **"must"** on line 27 of page 3 to say **"may"**.

Discussion:
04:52:32 Rep. Halvorson
04:52:55 Rep. Eck
04:53:12 Rep. MacDonald
04:53:32 Rep. Doane

04:53:45 **Vote:** Motion carried 17-3 by roll call vote with Rep. Eck, Rep. Halvorson and Rep. Pease-Lopez voting no. Rep. Warburton voted by proxy.

04:54:52 **Motion:** Rep. Hill moved that **HB 555 DO PASS AS AMENDED**.

Discussion:
04:55:00 Rep. Halvorson
04:56:00 Rep. O'Neil
04:56:31 Ms Thigpen, LSD

04:58:01 **Vote:** Motion carried 18-2 by roll call vote with Rep. Halvorson and Rep. Kerns voting no. Rep. Warburton voted by proxy.

EXECUTIVE ACTION ON HJ 6

04:59:03 **Motion:** Rep. G. Bennett moved that **HJ 6 DO PASS**.

04:59:09 **Motion:** Rep. Wagoner moved that **HJ 6 BE AMENDED**.
EXHIBIT(juh40a21)

Discussion:
05:00:04 Rep. Wagoner
05:01:05 Rep. Hill
05:01:27 Ms Thigpen, LSD
05:02:30 Rep. O'Neil
05:03:00 Rep. Wagoner
05:03:56 Rep. O'Neil
05:04:12 Ms Thigpen, LSD
05:04:33 Rep. O'Neil
05:04:38 Chairman Kerns
05:04:44 Rep. Lenz
05:04:49 Rep. O'Neil
05:05:56 Chairman Kerns
05:05:05 Rep. Wagoner

05:05:44 **Vote:** Motion carried unanimously by roll call vote. Rep. Warburton voted by proxy.

05:06:46 **Motion:** Rep. Wagoner moved that **HJ 6 DO PASS AS AMENDED**.

05:06:54 Rep. Wagoner
05:07:41 Ms Thigpen, LSD

05:08:26 **Motion:** Rep. Wagoner moved that **HJ 6 BE AMENDED by conceptual amendment which would remove "overturn" from the title of the bill and replace with "corporations should not be considered to be people" and strike "overturn" from the text farther down.**

Discussion:
05:08:49 Ms Thigpen, LSD
05:09:30 Rep. Halvorson
05:09:44 Chairman Kerns
05:10:04 Rep. Regier

05:10:11 Ms Thigpen, LSD
05:10:31 Rep. MacDonald
05:11:12 Rep. Hill
05:11:43 Rep. MacDonald

05:12:21 **Substitute Motion/Vote:** Rep. G. Bennett made a substitute motion that **HJ 6 BE TABLED**. Substitute Motion failed 7-13 by roll call vote with Rep. Bennett, Rep. Fiscus, Rep. Kerns, Rep. Laszloffy, Rep. Lenz, Rep. Wagoner and Rep. Warburton voting aye.

05:15:04 Rep. O'Neil

05:15:25 **Vote:** Motion to amend conceptually carried 18-2 by roll call vote with Rep. Halvorson and Rep. Kerns voting no. Rep. Warburton voted by proxy.

05:16:47 Rep. Regier
05:17:09 Rep. Wagoner

05:18:27 **Motion/Vote:** Rep. Wagoner moved that **HJ 6 DO PASS AS AMENDED**. Motion carried unanimously by roll call vote. Rep. Warburton voted by proxy.

EXECUTIVE ACTION ON HB 103

05:19:38 Rep. Hill

05:20:44 **Motion:** Rep. Hill moved that **HB 103 BE RECONSIDERED.**

Discussion:
05:21:30 Rep. O'Neil

05:21:44 **Vote:** Motion failed 8-12 by roll call vote with Rep. Court, Rep. Eck, Rep. Gursky, Rep. Hill, Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez and Rep. Smith voting aye.

05:22:59 Chairman Kerns

ADJOURNMENT

Adjournment: 05:23:18

Karen Armstrong, Secretary

ka

Additional Documents:

EXHIBIT(juh40aad.pdf)

HOUSE JOURNAL
63RD LEGISLATURE
FORTY-THIRD LEGISLATIVE DAY

Helena, Montana — House Chambers
February 26, 2013 — State Capitol

House convened at 10:00 a.m. Mr. Speaker presiding. Invocation by Hansen. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Squires and Warburton, excused. Quorum present.

BILLS (O'Hara, Chair): 2/26/2013

Correctly printed: **HB 19**, **HB 87**, **HB 168**, **HB 178**, **HB 216**, **HB 265**, **HB 284**, **HB 299**, **HB 329**, **HB 355**, **HB 391**, **HB 401**, **HB 417**, **HB 431**, **HB 433**, **HB 437**, **HB 438**, **HB 442**, **HB 445**, **HB 450**, **HB 459**, **HB 460**, **HB 473**, **HB 497**, **HB 501**, **HB 508**, **HB 513**, **HB 522**, **HB 533**, **HB 545**, **HB 552**, **HB 554**, **HB 555**, **HB 558**, **HB 562**, **HB 564**, **HB 575**, **HJR 11, HJR 14**.
Correctly engrossed: **HB 171**, **HB 297**, **HB 322**, **HB 384**, **HB 435**, **HB 524**, **HB 553**, **HJR 6**.
Transmitted to the Senate: **HB 48**, **HB 84**, **HB 256**, **HB 273**, **HB 286**, **HB 330**, **HB 395**, **HB 396**, **HB 410**, **HB 411**, **HB 448**, **HB 461**, **HB 544**.

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ankney, Chair): 2/25/2013
HB 19, do pass. Report adopted.
HB 168, do pass. Report adopted.
HB 171, introduced bill, be amended as follows:

1. Page 1, line 27.
Strike: "5"
Insert: "6"

2. Page 3, line 22.
Strike: "5"
Insert: "6"

3. Page 3, line 26.
Following: "services"
Insert: ", not to exceed 30% of state funds saved"

4. Page 4, line 2.
Strike: "5"
Insert: "6"

5. Page 4, line 5.
Following: line 4

Insert: "NEW SECTION. **Section 6. Recovered funds.** (1) Any state funds that are recovered as a result of a review conducted under [sections 1 through 6] must be deposited in an account to the credit of the department.

(2) Any federal funds recovered as a result of a review conducted under [sections 1 through 6] must be returned to the federal special revenue account from which it originated."
Renumber: subsequent sections

6. Page 4, line 6.
Strike: "5"
Insert: "6"

7. Page 4, line 7.
Strike: "5"
Insert: "6"

And, as amended, do pass. Report adopted.

HB 178, do pass. Report adopted.
HB 284, do pass. Report adopted.

APPROPRIATIONS (Ankney, Chair): 2/26/2013
HB 297, introduced bill, be amended as follows:

1. Page 2, line 17.
Strike: "and"
Insert: "or"

2. Page 4, line 3.
Strike: "using the employment authorization program"

And, as amended, do pass. Report adopted.

HB 322, introduced bill, be amended as follows:

1. Title, page 1, line 7.
Following: "PROGRAMS;"
Insert: "PROVIDING FOR A REVERSION OF FUNDS;"

2. Page 2, line 4.
Following: line 3
Insert: "(6) On June 30 of each odd-numbered year, any funds in the account that are unencumbered must revert to the general fund."

3. Page 11, line 1.

Following: "section."
Insert: "(4) On June 30 of each odd-numbered year, any unencumbered funds in the account in excess of $400,000 must revert to the general fund."

And, as amended, do pass. Report adopted.

HB 355, do pass. Report adopted.
HB 435, introduced bill, be amended as follows:

1. Title, line 11.
Following: "90-6-206,"
Strike: "AND"
Following: "90-6-207,"
Insert: "AND 90-6-208,"

2. Page 4, line 1.
Strike: "EIGHT"
Insert: "12"

3. Page 5.
Following: line 15
Insert: "Section 4. Section 90-6-208, MCA, is amended to read:

"90-6-208. Applications for grants. (1) The governing body of a city, town, county, or school district, any other local or state governmental unit or agency, or the governing body of a federally recognized Indian tribe may apply for a grant to enable it to provide governmental services that are needed as a direct consequence of an increase or decrease of coal development or of an increase or decrease in the consumption of coal by a coal-using energy complex. The board shall prescribe the form for applications. Applicants shall describe the nature of their proposed expenditures and the time involved.

(2) An application by the governing body of a local government unit that is designated under 90-6-207(2) and that has proposed a railroad quiet zone under 49 CFR, parts 222 and 229, or that is designated under 90-6-207(3) must be accompanied by an application review fee of $5.""

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Berry, Chair): 2/21/2013
HB 524, introduced bill, be amended as follows:

1. Title, line 4.
Strike: "REMOVING A"
Insert: "REVISING THE"

2. Page 1, line 16.
Following: "officials"
Insert: "and if operated in conjunction with another business, that business must be a grocery

store or drugstore licensed as a pharmacy"

And, as amended, do pass. Report adopted.

HB 545, do pass. Report adopted.

EDUCATION (Hansen, Chair): 2/25/2013
HJR 14, do pass. Report adopted.

JUDICIARY (Kerns, Chair): 2/25/2013
HJR 6, introduced joint resolution, be amended as follows:

1. Title, page 1, line 6 through line 7.
Strike: "OVERTURN" on line 6 through "COMMISSION" on line 7
Insert: "PROVIDE THAT CORPORATIONS, INCLUDING NONPROFIT CORPORATIONS, UNIONS, AND ASSOCIATIONS, ARE NOT HUMAN BEINGS WITH CONSTITUTIONAL RIGHTS"

2. Page 1, line 18.
Strike: "these decisions"
Insert: "the decisions in American Tradition Partnership v. Bullock and Citizens United v. FEC"
Following: "corporations"
Insert: "and unions"

3. Page 2, line 3.
Following: "committees"
Insert: "; and
WHEREAS, limits on campaign expenditures and contributions apply to corporations, including nonprofit corporations, as well as unions and associations"

4. Page 2, line 10 through line 11.
Strike: subsection (a) in its entirety
Renumber: subsequent subsections

5. Page 2, line 12.
Following: "corporations"
Insert: ", including nonprofit corporations, unions, and associations,"

6. Page 2, line 13.
Following: "corporations"
Insert: ", unions, and associations"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Bennett, Chair): 2/25/2013
HB 558, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bill passed and transmitted to the House for concurrence: 2/25/2013

SB 175, introduced by L. Jones
SB 235, introduced by Buttrey
SB 250, introduced by Debby Barrett

FIRST READING AND COMMITMENT OF BILLS

The following House bill was introduced, read first time, and referred to committee:

HB 575, introduced by Berry, G. Bennett, referred to Federal Relations, Energy, and Telecommunications.

The following Senate bills were introduced, read first time, and referred to committees:

SB 2, introduced by Facey (by request of the Education and Local Government Interim Committee), referred to Education.
SB 3, introduced by Essmann (by request of the Legislative Council), referred to State Administration.
SB 9, introduced by Murphy (by request of the Law and Justice Interim Committee), referred to Judiciary.
SB 11, introduced by Caferro, referred to Human Services.
SB 12, introduced by Lewis (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.
SB 18, introduced by Hamlett (by request of the Water Policy Committee), referred to Natural Resources.
SB 21, introduced by Arthun (by request of the Commissioner of Political Practices), referred to State Administration.
SB 23, introduced by Rosendale, referred to Local Government.
SB 24, introduced by Rosendale, referred to Natural Resources.
SB 26, introduced by Jergeson (by request of the Public Service Commission), referred to Federal Relations, Energy, and Telecommunications.
SB 28, introduced by Thomas (by request of the State Auditor), referred to Human Services.
SB 34, introduced by Caferro (by request of the State Auditor), referred to Business and Labor.
SB 44, introduced by Keane (by request of the Environmental Quality Council), referred to Natural Resources.
SB 49, introduced by Ripley (by request of the Legislative Finance Committee), referred to State Administration.
SB 61, introduced by Ripley (by request of the Department of Administration), referred to Business and Labor.

SB 62, introduced by Ripley (by request of the Department of Administration), referred to Business and Labor.
SB 70, introduced by Walker (by request of the Department of Environmental Quality), referred to Natural Resources.
SB 103, introduced by Webb, referred to Human Services.
SB 104, introduced by Webb, Wittich, referred to Business and Labor.
SB 105, introduced by T. Brown, referred to Local Government.
SB 106, introduced by Jergeson, referred to Federal Relations, Energy, and Telecommunications.
SB 113, introduced by Blewett, referred to Judiciary.
SB 120, introduced by Buttrey, referred to Business and Labor.
SB 133, introduced by Rosendale, referred to Judiciary.
SB 138, introduced by Wittich, referred to Taxation.
SB 139, introduced by Walker, Arthun, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Fielder, Fiscus, Gibson, L. Jones, Lenz, Lewis, Miller, F. Moore, Osmundson, Ripley, Rosendale, Sales, C. Smith, Sonju, Taylor, Thomas, Wagoner, Wanzenried, Webb, Windy Boy, Wittich, referred to Business and Labor.
SB 144, introduced by Sesso, referred to Agriculture.
SB 145, introduced by F. Moore, Arntzen, Boulanger, Brenden, T. Brown, Fielder, Jackson, Lewis, Murphy, Priest, Rosendale, Sales, Sonju, Taylor, Vincent, Walker, Wittich, referred to Business and Labor.
SB 148, introduced by L. Jones, Berry, Blasdel, Buttrey, Hansen, Knudsen, O'Hara, Reichner, C. Smith, Sonju, Tutvedt, Vance, Welborn, Wittich, referred to Business and Labor.
SB 183, introduced by Arntzen, Greef, Halvorson, Larsen, Wagoner, Wittich, referred to Business and Labor.
SB 202, introduced by Kaufmann, referred to Transportation.
SB 211, introduced by F. Moore, referred to Agriculture.
SB 213, introduced by Larsen, Augare, Blewett, Boulanger, Dudik, Eck, Fielder, Gursky, Lieser, Lynch, McNally, Murphy, Peppers, Swanson, Vincent, Webb, Wilson, referred to Judiciary.
SB 225, introduced by Arntzen, Fitzpatrick, referred to Transportation.
SB 230, introduced by Wanzenried, Taylor, referred to Human Services.
SB 235, introduced by Buttrey, Cook, Curtis, Gibson, Lewis, Miller, referred to Business and Labor.

The following Senate joint resolutions were introduced, read first time, and referred to committees:

SJR 3, introduced by Murphy (by request of the Law and Justice Interim Committee), referred to Judiciary.
SJR 4, introduced by Keane (by request of the Environmental Quality Council), referred to Natural Resources.
SJR 6, introduced by Olson (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.
SJR 10, introduced by Windy Boy, Augare, Ballance, Brockie, T. Brown, Buttrey, Hamlett, Hollandsworth, D. Jones, L. Jones, Keane, Pease-Lopez, Ripley, Stewart-Peregoy, Thomas, Vuckovich, referred to Education.
SJR 11, introduced by D. Brown, Arthun, Augare, G. Bennett, Blasdel, Blewett, Blyton, Buttrey, Cuffe, Driscoll, Hertz, Jackson, Keane, Kerns, Larsen, Lavin, Lenz, Lieser, Miller, Olson, Regier,

Sesso, C. Smith, Sonju, Stewart-Peregoy, Taylor, Van Dyk, Wanzenried, Webb, Windy Boy, referred to Business and Labor.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 6 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Knudsen, Lang, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 89

Nays: Brodehl, Howard, Jones, Kary, Kerns, Laszloffy, O'Neil, White, Zolnikov.
Total 9

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 7 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Knudsen, Lang, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 83

Nays: J. Bennett, Brodehl, Doane, Hansen, Howard, Jones, Kary, Kerns, Laszloffy, O'Neil, Redfield, Regier, Salomon, White, Zolnikov.
Total 15

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 229 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Pease-Lopez, Randall, Redfield, Regier, Reichner, Salomon, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 58

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 40

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 310 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Mehlhoff, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 38

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 344 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Whitford, Williams, Wilmer, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Cuffe, Hertz, White, Wilson.
Total 4

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 352 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson,

Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 365 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 385 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Mehlhoff, Moore, O'Hara, O'Neil, Osmundson, Peppers, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Mr. Speaker.
Total 63

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Miller, Neill, Noonan, Pease-Lopez, Pierson, Pomnichowski, Price, Schreiner, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 35

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 399 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Miller, Schwaderer.
Total 2

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: Glimm.
Total 1

HB 421 passed as follows:

Yeas: Ballance, Bangerter, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Hansen, Hertz, Hill, Hollandsworth, Howard, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Wilmer, Wilson, Woods, Mr. Speaker.
Total 74

Nays: Ankney, B. Bennett, J. Bennett, Court, Doane, Dudik, Flynn, Gursky, Halvorson, Harris, Hollenbaugh, Hoven, Hunter, Kerns, McChesney, Miller, O'Neil, Pomnichowski, B. Smith, C. Smith, White, Whitford, Williams, Zolnikov.
Total 24

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 464 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 89

Nays: Brodehl, Cuffe, Harris, Hoven, Jones, Kerns, Miller, O'Neil, Zolnikov.
Total 9

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 494 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 499 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Galt, Schwaderer, Vance.
Total 3

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 502 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Steenberg in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 299 - Representative Warburton moved **HB 299** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Kary, Kerns, Osmundson.
Total 3

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.
Total 0

Absent or not voting: Cook.
Total 1

HB 391 - Representative G. Bennett moved **HB 391** do pass.

Minority Leader Hunter rose on a **Point of Order** to say that Representative Halvorson's testimony was off the Bill. The Chair ruled that Minority Leader Hunter was correct.

HB 391 - Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 59

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy,

McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 41

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 401 - Representative Welborn moved **HB 401** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Hansen, Redfield, Regier, White.
Total 4

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 417 - Representative Flynn moved **HB 417** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lenz, Lieser, MacDonald, McCarthy, McChesney,

McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Connell, Fitzpatrick, Ingraham, Lavin, Lynch, Noonan.
Total 6

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.
Total 0

Absent or not voting: Boss Ribs.
Total 1

HB 431 - Representative Knudsen moved **HB 431** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Coffin, Connell, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Clark, Cook, Fitzpatrick, Hagan.
Total 4

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 433 - Representative O'Hara moved **HB 433** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 437 - Representative McNiven moved **HB 437** do pass. Motion carried as follows:

Yeas: Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Ehli, Fiscus, Flynn, Greef, Gursky, Hagan, Hagstrom, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Laszloffy, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 67

Nays: Ankney, Ballance, J. Bennett, Berry, Cuffe, Edmunds, Fitzpatrick, Galt, Gibson, Glimm, Halvorson, Hansen, Jones, Kerns, Knudsen, Lang, Lavin, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Welborn, White, Mr. Speaker.
Total 32

Voted Absentee: Squires, Wilmer, Aye; Warburton, No.

Excused: None.

Total 0

Absent or not voting: O'Hara.
Total 1

HB 552 - Representative Neill moved **HB 552** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Kerns, Schwaderer.
Total 2

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 554 - Representative B. Smith moved **HB 554** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 91

Nays: Ballance, Flynn, Gibson, Knudsen, O'Neil, Salomon, Schwaderer, Wagoner, Zolnikov.
Total 9

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 562 - Representative Swanson moved **HB 562** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 11 - Representative Regier moved **HJR 11** be adopted. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Hoven.
Total 1

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.
Total 0

Absent or not voting: Lang, McCarthy.
Total 2

Majority Leader Vance moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Steenberg moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Wilson, Zolnikov, Mr. Speaker.
Total 87

Nays: B. Bennett, Boland, Dudik, Gursky, McCarthy, Pease-Lopez, Schreiner, Williams, Woods.
Total 9

Voted Absentee: None

Excused: Squires, Warburton, Wilmer.
Total 3

Absent or not voting: Steenberg.
Total 1

Representative Hansen requested a **Point of Privilege**. On the discussion of the **Point of Order** on **HB 391**, typically when a **Point of Order** is called a recess should have been called to allow leadership a chance to review the situation. The appeal would have been seconded and the House would have had to vote. It is a non-debatable motion and should have gone to the board.

Representative Hunter responded and agreed with what Representative Hansen said, he added that typically in the past it was not unusual for members of a caucus to rise in support of a **Point of Order.**

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 574** Motion carried.

HB 574 (Edmunds Chief Sponsor)
MacDonald.

House Recessed.
House Reconvened.

Roll Call. All members present, except Representatives Squires, Warburton, and Wilmer, excused. Quorum present.

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committees:

SB 40, introduced by Buttrey, referred to Local Government.
SB 45, introduced by Keane (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.
SB 55, introduced by Kaufmann (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Human Services.
SB 56, introduced by Jent (by request of the Department of Revenue), referred to Taxation.
SB 57, introduced by Jent (by request of the Secretary of State), referred to State Administration.
SB 76, introduced by Vincent (by request of the Department of Environmental Quality), referred to Natural Resources.
SB 77, introduced by Brenden, referred to Local Government.
SB 83, introduced by Murphy, referred to Fish, Wildlife and Parks.
SB 86, introduced by F. Moore (by request of the Department of Livestock), referred to Agriculture.
SB 92, introduced by Olson (by request of the Department of Environmental Quality), referred to Federal Relations, Energy, and Telecommunications.
SB 93, introduced by Vuckovich (by request of the Department of Administration), referred to Business and Labor.
SB 94, introduced by D. Brown, referred to Agriculture.
SB 99, introduced by Olson, referred to Transportation.
SB 101, introduced by Facey, referred to Fish, Wildlife and Parks.
SB 118, introduced by Thomas, Ballance, Boulanger, Connell, Ehli, Greef, Jent, Phillips,

referred to Fish, Wildlife and Parks.
SB 136, introduced by Larsen, Buttrey, Caferro, Fielder, Hagan, Hamlett, Keane, McChesney, Olson, Tutvedt, Van Dyk, Vincent, Wittich, referred to Taxation.
SB 137, introduced by Olson, Regier, referred to Natural Resources.
SB 142, introduced by Wanzenried, referred to State Administration.
SB 149, introduced by Thomas, referred to Business and Labor.
SB 224, introduced by Debby Barrett, referred to State Administration.
SB 233, introduced by Peterson, Hamlett, Vincent, referred to Natural Resources.
SB 252, introduced by Rosendale, Doane, Halvorson, Knudsen, D. Moore, Salomon, referred to Agriculture.
SB 291, introduced by Arntzen, referred to Education.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJR 8, introduced by Larsen, Arthun, Augare, Debby Barrett, Dick Barrett, B. Bennett, G. Bennett, Blewett, Boland, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Connell, Cook, Driscoll, Facey, Fielder, Flynn, Galt, Gibson, Greef, Hamlett, Harris, Hoven, Jackson, Jent, Jergeson, L. Jones, Keane, Lenz, Lewis, Lieser, MacDonald, Malek, McChesney, McClafferty, F. Moore, Murphy, Noonan, Olson, Peterson, Phillips, Price, Priest, Ripley, Rosendale, Sales, Salomon, Sesso, Shaw, Stewart-Peregoy, Taylor, Thomas, Tropila, Van Dyk, Vincent, Vuckovich, Wagoner, Wanzenried, Webb, Wilmer, Wittich, referred to State Administration.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Salomon in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 87 - Representative Welborn moved **HB 87** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hagan, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lang, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 57

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hoven, Howard, Ingraham, Jones,

Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Swanson, Vance, Wagoner, Warburton, White, Zolnikov, Mr. Speaker.
Total 43

Voted Absentee: Squires, Wilmer, Aye; Warburton, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 216 - Representative Doane moved **HB 216** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 265 - Representative Fitzpatrick moved **HB 265** do pass.

HB 265 - Representative B. Bennett moved **HB 265**, second reading copy, be further amended as follows:

1. Page 6.
Following: line 12

Insert: "NEW SECTION. **Section 6. Contingent voidness.** If [LC1821] is not passed and approved, then [this act] is void."

Amendment **not** adopted as follows:

Yeas: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 40

Nays: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 60

Voted Absentee: Squires, Wilmer, Aye; Warburton, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 265 - Representative Fitzpatrick moved **HB 265** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, Noonan, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 40

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 329 - Representative Brodehl moved **HB 329** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 54

Nays: Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 46

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

On a **Point of Personal Privilege** Minority Leader Hunter refuted Representative Zolnikov's comments about his own comments. He emphasized that he did not say that people were not as knowledgeable about their own businesses as State Employees.

HB 384 - Representative O'Neil moved **HB 384** do pass.

HB 384 - Representative Fitzpatrick moved **HB 384**, second reading copy, be amended as follows:

1. Title, page 1, line 6 through line 7.
Strike: "PROVIDING" on line 6 through "SCHOOL;" on line 7

2. Page 2, line 9.
Strike: "Except" through "for"
Insert: "For"

3. Page 2, line 11 through line 13.
Strike: subsection (c) in its entirety

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Salomon.
Total 1

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 384 - Representative O'Neil moved **HB 384**, as amended, do pass. Motion carried as follows:

Yeas: Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, Mr. Speaker.
Total 55

Nays: Ankney, B. Bennett, Boland, Boss Ribs, Brockie, Clark, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hunter, Lieser, Lynch, MacDonald, McCarthy, McChesney,

McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 45

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 438 - Representative Ballance moved **HB 438** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brockie, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Mehlhoff, Miller, Moore, O'Neil, Osmundson, Peppers, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 65

Nays: B. Bennett, Boland, Boss Ribs, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Neill, Noonan, Pease-Lopez, Pierson, Pomnichowski, Price, Schreiner, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 34

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: O'Hara.
Total 1

HB 442 - Representative Randall moved **HB 442** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz,

Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: Reichner.
Total 1

HB 445 - Representative Reichner moved **HB 445** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Cook, Cuffe, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Halvorson, Hansen, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Shaw, Vance, Wagoner, Washburn, Welborn, White, Mr. Speaker.
Total 51

Nays: Ballance, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Connell, Court, Curtis, Dudik, Eck, Ehli, Gursky, Hagstrom, Harris, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, B. Smith, C. Smith, Squires, Steenberg, Swanson, Warburton, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 49

Voted Absentee: Squires, Warburton, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 450 - Representative Hagan moved **HB 450** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 67

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Hill, Hollenbaugh, Hunter, Ingraham, Lieser, MacDonald, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 33

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 459 - Representative Kerns moved **HB 459** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Mehlhoff, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 62

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 38

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 460 - Representative Hagan moved **HB 460** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gibson, Greef, Gursky, Hagan, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Lang, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 59

Nays: Ballance, J. Bennett, Brodehl, Clark, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Hagstrom, Halvorson, Hansen, Harris, Hoven, Howard, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Schwaderer, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov.
Total 41

Voted Absentee: Squires, Wilmer, Aye; Warburton, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Vance moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Salomon moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brockie, Brodehl, Clark, Connell, Cook, Court, Cuffe, Curtis, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, C. Smith, Steenberg, Swanson, Vance, Wagoner, Welborn, White, Whitford, Williams, Wilson, Zolnikov, Mr. Speaker.
Total 86

Nays: B. Bennett, Boland, Dudik, B. Smith, Woods.
Total 5

Voted Absentee: None

Excused: Squires, Warburton, Wilmer.

Total 3

Absent or not voting: Coffin, Harris, Hollenbaugh, Lynch, Pease-Lopez, Washburn.
Total 6

House in Recess.
House Reconvened.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Salomon in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 473 - Representative Reichner moved **HB 473** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 61

Nays: B. Bennett, Boland, Boss Ribs, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 38

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: Brockie.
Total 1

HB 497 - Representative White moved **HB 497** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Whitford, Zolnikov, Mr. Speaker.
Total 81

Nays: B. Bennett, Dudik, Eck, Gursky, Hill, MacDonald, Pease-Lopez, Pomnichowski, Schreiner, Squires, Steenberg, Swanson, Welborn, Williams, Wilmer, Wilson, Woods.
Total 17

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: Edmunds, Osmundson.
Total 2

HB 501 - Representative Berry moved **HB 501** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boss Ribs, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, Lieser, Lynch, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pierson, Price, Randall, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Zolnikov, Mr. Speaker.
Total 75

Nays: Boland, Brockie, Brodehl, Court, Dudik, Eck, Hagstrom, Hill, Jacobson, Jones, Lang, MacDonald, McCarthy, O'Neil, Pease-Lopez, Peppers, Pomnichowski, Redfield, Schreiner, B. Smith, Squires, Whitford, Wilmer, Wilson, Woods.
Total 25

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 508 - Representative Edmunds moved **HB 508** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 513 - Representative McChesney moved **HB 513** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Connell, Cook, Cuffe, Curtis, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, McChesney, McClafferty, McNiven, Mehlhoff, Miller, Moore, Noonan, O'Hara, O'Neil, Osmundson, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Woods, Zolnikov, Mr. Speaker.
Total 75

Nays: B. Bennett, Boss Ribs, Coffin, Court, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Lieser, MacDonald, McCarthy, McNally, Neill, Peppers, Pomnichowski, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson.

Total 24

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: Pease-Lopez.
Total 1

HB 522 - Representative Schwaderer moved **HB 522** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: Doane, Fitzpatrick.
Total 2

HB 531 - Representative Lieser moved **HB 531** do pass. Motion **failed** as follows:

Yeas: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hagan, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Squires, Steenberg, Swanson, Williams, Wilmer, Wilson, Woods.
Total 40

Nays: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook,

Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Zolnikov, Mr. Speaker.
Total 60

Voted Absentee: Squires, Aye; Warburton, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 533 - Representative Cook moved **HB 533** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 84

Nays: J. Bennett, Brodehl, Doane, Harris, Hoven, Kerns, Miller, O'Neil, Randall, Redfield, Regier, Reichner, Schwaderer, Vance, White, Zolnikov.
Total 16

Voted Absentee: Squires, Warburton, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 553 - Representative Halvorson moved **HB 553** do pass.

HB 553 - Representative Halvorson moved **HB 553**, second reading copy, be amended as follows:

1. Title, page 1, line 6.
Strike: "SECTION"
Insert: "SECTIONS 82-4-422 AND"

2. Page 1, line 9.
Insert: "Section 1. Section 82-4-422, MCA, is amended to read:

"82-4-422. Powers, duties, and functions. (1) The department has the powers, duties, and functions to:

(a) issue permits when, on the basis of the information set forth in the application and an evaluation of the proposed opencut operations, the department finds that the requirements of this part and rules adopted to implement this part will be observed;

(b) amend permits in accordance with the provisions of 82-4-436;

(c) reclaim any affected land with respect to which a bond has been forfeited;

(d) make investigations or inspections that are considered necessary to ensure compliance with any provision of this part; and

(e) enforce and administer the provisions of this part and issue orders necessary to implement the provisions of this part.

(2) The board shall:

(a) adopt rules that pertain to opencut operations in order to accomplish the purposes of this part;

(b) adopt rules:

(i) establishing uniform procedures for filing of necessary records;

(ii) providing procedures for the issuance of permits and filing of annual reports; and

(iii) providing other administrative requirements that the board considers necessary to implement this part; ~~and~~

(c) conduct hearings and, for the purposes of conducting those hearings, administer oaths and affirmations, subpoena witnesses, compel attendance of witnesses, hear evidence, and require the production of any books, papers, correspondence, memoranda, agreements, documents, or other records relevant or material to the inquiry; and

(d) in a timely manner, assist landowners and operators in the development of resources governed by this part."""

3. Page 2, line 19.
Following: "issue a"
Insert: "120-day"

4. Page 4, line 22.
Following: line 21
Insert: "(c) The conditional permit issued pursuant to subsection (4) expires 120 days from issuance, and opencut operations must cease until the application is acceptable."
Renumber: subsequent subsection

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook,

Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Mehlhoff, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 62

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hertz, Hill, Hollenbaugh, Hunter, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 38

Voted Absentee: Warburton, Aye; Squires, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 553 - Representative Halvorson moved **HB 553**, as amended, do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Mehlhoff, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 62

Nays: B. Bennett, J. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hertz, Hill, Hollenbaugh, Hunter, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 38

Voted Absentee: Warburton, Aye; Squires, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 555 - Representative Hill moved **HB 555** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Fitzpatrick, Flynn, Gibson, Greef, Gursky, Hagan, Hagstrom, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 81

Nays: Blyton, Brodehl, Connell, Doane, Edmunds, Fiscus, Galt, Glimm, Halvorson, Kerns, Miller, Osmundson, Randall, Redfield, Schwaderer, Vance, Washburn, Welborn, Zolnikov.
Total 19

Voted Absentee: Squires, Warburton, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 564 - Representative Edmunds moved **HB 564** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Flynn, Galt, Glimm, Greef, Hagan, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 54

Nays: Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Fitzpatrick, Gibson, Gursky, Hagstrom, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Laszloffy, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 46

Voted Absentee: Warburton, Aye; Squires, No.

Excused: None.

Total 0

Absent or not voting: None.
Total 0

Majority Leader Vance moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Salomon moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Zolnikov, Mr. Speaker.
Total 88

Nays: B. Bennett, Boland, Gursky, Lieser, McNally, Salomon, Swanson, Wilson, Woods.
Total 9

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: Harris.
Total 1

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/26/2013

SB 127, introduced by Buttrey
SB 182, introduced by Sonju
SB 207, introduced by Van Dyk
SB 223, introduced by Caferro
SB 239, introduced by Buttrey
SB 242, introduced by Sesso
SB 257, introduced by L. Jones
SB 258, introduced by Wittich
SB 259, introduced by Arntzen
SB 264, introduced by Arntzen

SB 266, introduced by Rosendale
SB 292, introduced by Tutvedt
SB 296, introduced by Thomas
SB 306, introduced by Olson
SB 312, introduced by Sonju
SB 314, introduced by Wanzenried
SB 316, introduced by Fielder
SB 319, introduced by Sonju
SB 331, introduced by Murphy
SB 343, introduced by Arntzen

MESSAGES FROM THE GOVERNOR

February 26, 2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Speaker Blasdel:

Please be informed that I have signed **House Bill 164** sponsored by Representative Curtis on February 26, 2013.

Sincerely,

STEVE BULLOCK
Governor

MOTIONS

Representative Halvorson moved to change his vote on **HB 533** from Not Voting to Yes. Without objection, so ordered.
Representative Jacobson moved to change his vote on **HB 310** from Yes to No. Without objection, so ordered.

Majority Leader Vance moved **HB 565** be moved from the Natural Resources committee to the Business and Labor committee.

Representative Edmunds moved **HB 480** be moved from the Business and Labor committee to the Committee of the Whole.

Motion failed as follows:

Yeas: Bangerter, B. Bennett, Boland, Brockie, Coffin, Connell, Court, Curtis, Dudik, Eck, Edmunds, Fiscus, Gursky, Hagan, Hill, Hollenbaugh, Howard, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Neill, Noonan, O'Hara, Pease-Lopez, Pierson, Pomnichowski, Salomon, Schreiner, Schwaderer, Shaw, Swanson, Washburn, Whitford, Williams, Wilmer, Wilson, Zolnikov.
Total 44

Nays: Ankney, Ballance, J. Bennett, Berry, Blyton, Boss Ribs, Brodehl, Clark, Cook, Cuffe, Doane, Ehli, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Mehlhoff, Miller, Moore, O'Neil, Osmundson, Peppers, Price, Randall, Redfield, Regier, Reichner, B. Smith, C. Smith, Steenberg, Vance, Wagoner, Welborn, White, Woods, Mr. Speaker.
Total 54

Voted Absentee: None

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

Representative Pease-Lopez moved **HB 319** be moved from the Human Services committee to the Committee of the Whole.

Motion failed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Edmunds, Gibson, Gursky, Hertz, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 48

Nays: Ballance, J. Bennett, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Washburn, White, Zolnikov, Mr. Speaker.
Total 50

Voted Absentee: None

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

Representative Neill moved **HB 441** be moved from the Human Services committee to the Committee of the Whole.

Motion failed as follows:

Yeas: Bangerter, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Fitzpatrick, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 42

Nays: Ankney, Ballance, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 56

Voted Absentee: None

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

Representative Curtis moved **HB 490** be moved from the Business and Labor committee to the Committee of the Whole.

Motion failed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Edmunds, Gibson, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan,

Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 45

Nays: Ballance, J. Bennett, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 53

Voted Absentee: None

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

Representative Hunter moved **HB 361** be moved from the Taxation committee to the Committee of the Whole.

Motion failed as follows:

Yeas: B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 38

Nays: Ankney, Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 59

Voted Absentee: None

Voted Absentee: None

Excused: Squires, Warburton.
Total 2

Absent or not voting: Gursky.
Total 1

ANNOUNCEMENTS

Majority Leader moved that the House adjourn until 8:00 a.m., Wednesday, February 27, 2013. Motion carried.

House adjourned at 5:30 p.m.

LINDSEY GROVOM
Chief Clerk of the House

MARK BLASDEL
Speaker of the House

HOUSE JOURNAL
63RD LEGISLATURE
FORTY-FOURTH LEGISLATIVE DAY

Helena, Montana — House Chambers
February 27, 2013 — State Capitol

House convened at 8:00 a.m. Mr. Speaker presiding. Invocation by Representative Halvorson. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Squires and Warburton, excused. Quorum present.

BILLS (O'Hara, Chair): 3/27/2013

Correctly printed: **HB 61**, **HB 171**, **HB 230**, **HB 297**, **HB 322**, **HB 336**, **HB 435**, **HB 447**, **HB 451**, **HB 455**, **HB 457**, **HB 462**, **HB 477**, **HB 485**, **HB 505**, **HB 510**, **HB 534**, **HB 538**, **HB 545**, **HB 547**, **HB 548**, **HB 558**, **HB 560**, **HJR 12**, **HJR 13**, **HJR 14**.
Correctly engrossed: **HB 472**.
Transmitted to the Senate: **HB 6**, **HB 7**, **HB 19**, **HB 87**, **HB 168**, **HB 178**, **HB 216**, **HB 229**, **HB 265**, **HB 284**, **HB 299**, **HB 310**, **HB 329**, **HB 344**, **HB 352**, **HB 355**, **HB 365**, **HB 385**, **HB 391**, **HB 399**, **HB 401**, **HB 417**, **HB 421**, **HB 431**, **HB 433**, **HB 437**, **HB 438**, **HB 442**, **HB 450**, **HB 459**, **HB 460**, **HB 464**, **HB 473**, **HB 494**, **HB 497**, **HB 499**, **HB 501**, **HB 502**, **HB 508**, **HB 513**, **HB 522**, **HB 533**, **HB 552**, **HB 553**, **HB 554**, **HB 555**, **HB 562**, **HB 564**, **HJR 11**.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 19 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 91

Nays: J. Bennett, Doane, Jones, Kerns, Redfield, C. Smith, White.
Total 7

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 87 passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Fiscus, Gibson, Greef, Gursky, Hagan, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 58

Nays: Ballance, J. Bennett, Blyton, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fitzpatrick, Flynn, Galt, Glimm, Hagstrom, Halvorson, Hansen, Harris, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, White, Zolnikov, Mr. Speaker.
Total 40

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 168 passed as follows:

Yeas: Ankney, Ballance, Bangerter, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Shaw, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Mr. Speaker.
Total 80

Nays: B. Bennett, J. Bennett, Coffin, Doane, Flynn, Hill, Kerns, McCarthy, Miller, Schreiner, Schwaderer, B. Smith, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 18

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 178 passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gursky, Hagstrom, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, B. Smith, Steenberg, Swanson, Wagoner, Washburn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 58

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Halvorson, Harris, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lenz, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Welborn, White, Zolnikov, Mr. Speaker.
Total 39

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: Shaw.
Total 1

HB 216 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan,

O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: None.
Total 0

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: Berry.
Total 1

HB 265 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, Noonan, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 59

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 39

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 284 passed as follows:

Yeas: Ankney, Ballance, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Fitzpatrick, Gibson, Glimm, Greef, Gursky,

Hagan, Hagstrom, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Jones, Knudsen, Lang, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Pierson, Pomnichowski, Price, Redfield, Salomon, Schreiner, Shaw, B. Smith, Steenberg, Swanson, Vance, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 72

Nays: Bangerter, J. Bennett, Brodehl, Doane, Edmunds, Fiscus, Flynn, Galt, Halvorson, Harris, Howard, Kary, Kerns, Laszloffy, Lenz, McNiven, Miller, O'Neil, Peppers, Randall, Regier, Reichner, Schwaderer, C. Smith, Wagoner, Zolnikov.
Total 26

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 299 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Kary, Kerns, Osmundson, C. Smith.
Total 4

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 329 passed as follows:

Yeas: Ankney, Ballance, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 52

Nays: Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Salomon, Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 46

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 355 passed as follows:

Yeas: Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagstrom, Hansen, Hertz, Hill, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Wagoner, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 78

Nays: Ankney, Ballance, J. Bennett, Brodehl, Cuffe, Doane, Hagan, Halvorson, Harris, Hollandsworth, Howard, Kerns, Laszloffy, Lenz, Miller, O'Neil, Schwaderer, Vance, White, Zolnikov.
Total 20

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 384 failed as follows:

Yeas: Ballance, J. Bennett, Blyton, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, White, Zolnikov, Mr. Speaker.
Total 45

Nays: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 53

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 391 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 57

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 41

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 401 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Hansen, Redfield, Regier, White.
Total 4

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 417 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Connell, Fitzpatrick, Lynch, Noonan.
Total 4

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 431 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 433 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan,

O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 437 passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Ehli, Fiscus, Gibson, Greef, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, B. Smith, Steenberg, Swanson, Washburn, Welborn, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 66

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Doane, Edmunds, Fitzpatrick, Flynn, Galt, Glimm, Halvorson, Hansen, Harris, Kerns, Knudsen, Lang, Laszloffy, Lavin, Miller, O'Neil, Randall, Redfield, Regier, Reichner, Schwaderer, Shaw, C. Smith, Vance, Wagoner, White, Whitford, Mr. Speaker.
Total 32

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 438 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brockie, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Mehlhoff, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 63

Nays: B. Bennett, Boland, Boss Ribs, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 35

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 442 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 445 failed as follows:

Yeas: Bangerter, J. Bennett, Berry, Blyton, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Hagan, Halvorson, Hansen, Hertz, Hollandsworth, Howard, Ingraham, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, McNiven, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, Vance, Washburn, White, Mr. Speaker.
Total 45

Nays: Ankney, Ballance, B. Bennett, Boland, Boss Ribs, Brockie, Brodehl, Coffin, Court, Curtis, Dudik, Eck, Ehli, Galt, Gursky, Hagstrom, Harris, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Jones, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, C. Smith, Steenberg, Swanson, Wagoner, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 53

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 450 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 59

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Ingraham, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price,

Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 39

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 459 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 38

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 460 passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Fiscus, Flynn, Gibson, Greef, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Lang, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Salomon, Schreiner, Shaw, B. Smith, Steenberg, Swanson, Vance, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 66

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fitzpatrick, Galt, Glimm, Halvorson, Hansen, Harris, Hoven, Howard, Jones, Kary, Kerns, Knudsen, Laszloffy, Lenz, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Schwaderer, C. Smith, Wagoner, Mr. Speaker.
Total 32

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 473 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 38

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 497 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Dudik, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Kary, Kerns,

Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, McCarthy, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Zolnikov, Mr. Speaker.
Total 82

Nays: Court, Eck, Gursky, Hill, Jacobson, Lynch, MacDonald, McChesney, Pease-Lopez, Pomnichowski, Schreiner, Steenberg, Williams, Wilmer, Wilson, Woods.
Total 16

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 501 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boss Ribs, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, Lieser, Lynch, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Pierson, Price, Randall, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Williams, Wilmer, Woods, Zolnikov, Mr. Speaker.
Total 78

Nays: Boland, Brockie, Brodehl, Court, Dudik, Eck, Jacobson, Jones, Lang, MacDonald, McCarthy, McNiven, O'Neil, Peppers, Pomnichowski, Redfield, Schreiner, B. Smith, Whitford, Wilson.
Total 20

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 508 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 513 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boland, Brodehl, Clark, Connell, Cook, Cuffe, Curtis, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, McChesney, McNiven, Mehlhoff, Miller, Moore, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 72

Nays: B. Bennett, Boss Ribs, Brockie, Coffin, Court, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Lieser, MacDonald, McCarthy, McClafferty, McNally, Neill, Pease-Lopez, Pomnichowski, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 26

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 522 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 533 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Wagoner, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 82

Nays: J. Bennett, Brodehl, Doane, Harris, Hoven, Jones, Kerns, Miller, O'Neil, Randall, Redfield, Regier, Reichner, Vance, White, Zolnikov.
Total 16

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 552 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Kerns, Schwaderer.
Total 2

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 553 passed as follows:

Yeas: Ankney, Ballance, Bangerter, Berry, Blyton, Brodehl, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Mehlhoff, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Washburn, White, Zolnikov, Mr. Speaker.
Total 60

Nays: B. Bennett, J. Bennett, Boland, Boss Ribs, Brockie, Clark, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hunter, Lieser, Lynch, MacDonald, McCarthy, McClafferty,

McNally, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 38

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 554 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Washburn, White, Whitford, Wilmer, Wilson, Woods, Mr. Speaker.
Total 88

Nays: Gibson, Knudsen, Lang, Lenz, O'Neil, Salomon, Wagoner, Welborn, Williams, Zolnikov.
Total 10

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 555 passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, J. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Cook, Court, Curtis, Dudik, Eck, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Gursky, Hagan, Hagstrom, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Welborn, White, Whitford, Williams, Wilmer,

Wilson, Woods, Mr. Speaker.
Total 76

Nays: Ballance, Blyton, Brodehl, Connell, Cuffe, Doane, Edmunds, Galt, Glimm, Greef, Halvorson, Howard, Kerns, Laszloffy, Miller, Randall, Redfield, Schwaderer, Vance, Wagoner, Washburn, Zolnikov.
Total 22

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 562 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HB 564 passed as follows:

Yeas: Ankney, Ballance, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris,

Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 55

Nays: Bangerter, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Fitzpatrick, Gibson, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Laszloffy, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, C. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 43

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

HJR 11 adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Berry, Court, Hill, Hoven, MacDonald, Williams.
Total 6

Voted Absentee: None.

Excused: Squires, Warburton.
Total 2

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Lang in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 61 - Representative Lynch moved **HB 61** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Edmunds, Ehli, Flynn, Gibson, Gursky, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 61

Nays: J. Bennett, Berry, Blyton, Brodehl, Cuffe, Doane, Fiscus, Fitzpatrick, Galt, Glimm, Greef, Hagan, Halvorson, Hansen, Harris, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, Zolnikov.
Total 39

Voted Absentee: Squires, Wilmer, Aye; Warburton, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 230 - Representative Reichner moved **HB 230** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 61

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 39

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 324 - Representative Warburton moved **HB 324** do pass. Motion **failed** as follows:

Yeas: Brodehl, Clark, Cook, Doane, Fitzpatrick, Flynn, Galt, Glimm, Halvorson, Hansen, Hoven, Jones, Kary, Knudsen, Lang, Lenz, McNiven, Osmundson, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Welborn, White, Zolnikov, Mr. Speaker.
Total 29

Nays: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Coffin, Connell, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Gibson, Greef, Gursky, Hagan, Hagstrom, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Kerns, Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 71

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 336 - Representative Gibson moved **HB 336** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan,

Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Harris, Hoven, Kerns, O'Neil.
Total 4

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 451 - Representative Galt moved **HB 451** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 455 - Representative Blyton moved **HB 455** do pass. Motion carried as follows:

Yeas: Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, C. Smith, Squires, Steenberg, Swanson, Vance, Warburton, Washburn, Welborn, White, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 91

Nays: Ankney, Cuffe, Halvorson, Miller, B. Smith, Wagoner, Whitford.
Total 7

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: J. Bennett, Shaw.
Total 2

HB 457 - Representative Price moved **HB 457** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Edmunds, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Jones, Kerns, Lang, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Regier, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Wagoner, Whitford, Williams, Wilmer, Wilson, Woods.
Total 71

Nays: Ballance, Brodehl, Cuffe, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Howard, Kary, Knudsen, Laszloffy, Lavin, Miller, O'Neil, Osmundson, Randall, Reichner, Schwaderer, C. Smith, Vance, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 29

Voted Absentee: Squires, Wilmer, Aye; Warburton, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 462 - Representative D. Jones moved **HB 462** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: MacDonald, Squires, Wilmer.
Total 3

Voted Absentee: O'Hara, Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 472 - Representative B. Bennett moved **HB 472** do pass.

HB 472 - Representative Williams moved **HB 472**, second reading copy, be amended as follows:

1. Page 5, line 10.
Strike: "30" through "years,"
Insert: "30, 2014,"

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs,

Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: O'Hara.
Total 1

Absent or not voting: Williams.
Total 1

HB 472 - Representative G. Bennett moved **HB 472**, as amended, do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Coffin, Pease-Lopez, Pomnichowski, Wilson.
Total 4

Voted Absentee: O'Hara, Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 558 - Representative Lenz moved **HB 558** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Eck, Edmunds, Ehli, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McCarthy, McChesney, McNally, McNiven, Mehlhoff, Moore, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Price, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 73

Nays: B. Bennett, Brockie, Coffin, Court, Curtis, Dudik, Fiscus, Hill, Howard, Jones, Lieser, Lynch, MacDonald, McClafferty, Miller, Neill, Noonan, Pease-Lopez, Pomnichowski, Randall, Squires, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 27

Voted Absentee: O'Hara, Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 560 - Representative Pierson moved **HB 560** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Halvorson, McChesney.
Total 2

Voted Absentee: O'Hara, Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 561 - Representative Fitzpatrick moved **HB 561** do pass.

HB 561 - Representative Fitzpatrick moved **HB 561**, second reading copy, be amended as follows:

1. Page 2, line 21 through line 22.
Strike: "when the water" on line 21 through "located" on line 22

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: None.
Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: O'Hara.
Total 1

Absent or not voting: Harris, Hollandsworth.
Total 2

HB 561 - Representative Fitzpatrick moved **HB 561**, as amended, do pass. Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Connell, Doane, Ehli, Fiscus, Fitzpatrick, Glimm, Hagan, Hagstrom, Halvorson, Hertz, Hoven, Howard, Ingraham, Jones, Kary, Knudsen, Lavin, McNiven, O'Hara, O'Neil, Osmundson, Regier, Reichner, C. Smith, Vance, Wagoner, Warburton, Welborn, White, Zolnikov, Mr. Speaker.
Total 33

Nays: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Flynn, Galt, Gibson, Greef, Gursky, Hansen, Harris, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Kerns, Lang, Laszloffy, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 67

Voted Absentee: O'Hara, Warburton, Aye; Squires, Wilmer, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 12 - Representative Blasdel moved **HJR 12** be adopted. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Kerns, Peppers.
Total 2

Voted Absentee: O'Hara, Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: McNally.
Total 1

HJR 13 - Representative Calf Boss Ribs moved **HJR 13** be adopted. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 86

Nays: J. Bennett, Brodehl, Doane, Hansen, Hoven, Kerns, O'Neil, Osmundson, Regier, C. Smith, White, Zolnikov.
Total 12

Voted Absentee: O'Hara, Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: Berry, Halvorson.
Total 2

HJR 14 - Representative Jacobson moved **HJR 14** be adopted. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Brodehl, Fitzpatrick, Hoven, Howard, Kerns, Osmundson, Schwaderer.
Total 7

Voted Absentee: O'Hara, Squires, Warburton, Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: Reichner.
Total 1

Majority Leader Vance moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Lang moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Harris, Redfield.
Total 2

Voted Absentee: None.

Excused: O'Hara, Squires, Warburton, Wilmer.
Total 4

Absent or not voting: None.
Total 0

House in Recess.
House Reconvened.

MOTIONS

Representative Cuffe moved to change his vote on **HB 87** from Yes to No. Without objection, so ordered.
Representative Mehlhoff moved to change his vote on **HB 522** from No to Yes. Without objection, so ordered.
Representative Jacobson moved to change his vote on **HB 513** from No to Yes. Without objection, so ordered.
Representative McCarthy moved to change his vote on **HB 459** from Yes to No. Without objection, so ordered.
Representative Hill moved to change her vote on **HB 168** from Yes to No. Without objection, so ordered.
Representative Zolnikov moved to change his vote on **HB 561** from No to Yes. Without objection, so ordered.

Majority Leader Vance moved **HB 230** be moved from the Committee of the Whole to the Appropriations committee.
Majority Leader Vance moved **HB 472** be moved from the Committee of the Whole to the Appropriations committee.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Schwaderer in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 171 - Representative C. Smith moved **HB 171** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Noonan, O'Hara, O'Neil, Osmundson, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Zolnikov, Mr. Speaker.
Total 73

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hunter, Lieser, MacDonald, McCarthy, Neill, Pease-Lopez, Peppers, Pomnichowski, Schreiner,

B. Smith, Squires, Swanson, Williams, Wilmer, Wilson, Woods.
Total 27

Voted Absentee: Knudsen, Warburton, Aye; Squires, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 297 - Representative Howard moved **HB 297** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Mehlhoff, Miller, O'Hara, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Mr. Speaker.
Total 56

Nays: Bangerter, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hoven, Hunter, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Moore, Neill, Noonan, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 44

Voted Absentee: Knudsen, Warburton, Aye; Squires, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 322 - Representative Cuffe moved **HB 322** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B.

Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Mr. Speaker.
Total 87

Nays: Brockie, Court, Harris, Kerns, MacDonald, McNiven, Pease-Lopez, Peppers, Pomnichowski, Squires, Wilson, Woods, Zolnikov.
Total 13

Voted Absentee: Knudsen, Warburton, Aye; Squires, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 435 - Representative McChesney moved **HB 435** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Jones, Kary, Kerns, Lang, Laszloffy, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Price, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, Welborn, Whitford, Wilmer, Woods, Mr. Speaker.
Total 86

Nays: Fitzpatrick, Galt, Ingraham, Knudsen, Lavin, Miller, Pomnichowski, Randall, Redfield, Vance, White, Williams, Wilson, Zolnikov.
Total 14

Voted Absentee: Squires, Warburton, Aye; Knudsen, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 447 - Representative Peppers moved **HB 447** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck,

Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: Knudsen, O'Hara, Squires, Warburton, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 477 - Representative Berry moved **HB 477** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, Berry, Blyton, Boland, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Ehli, Greef, Gursky, Hagstrom, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Lang, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, White, Whitford, Williams, Wilmer, Wilson, Woods.
Total 63

Nays: B. Bennett, J. Bennett, Boss Ribs, Brodehl, Cuffe, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Hagan, Halvorson, Hansen, Harris, Hertz, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, Miller, Osmundson, Randall, Redfield, Regier, C. Smith, Vance, Wagoner, Warburton, Welborn, Zolnikov, Mr. Speaker.
Total 37

Voted Absentee: O'Hara, Squires, Aye; Knudsen, Warburton, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 485 - Representative Lavin moved **HB 485** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: Knudsen, O'Hara, Squires, Warburton, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 505 - Representative Kerns moved **HB 505** do pass. Motion carried as follows:

Yeas: Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Mr. Speaker.
Total 54

Nays: Ankney, B. Bennett, Boland, Boss Ribs, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 45

Voted Absentee: Knudsen, O'Hara, Warburton, Aye; Squires, No.

Excused: None.
Total 0

Absent or not voting: Brockie.
Total 1

HB 510 - Representative Ingraham moved **HB 510** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Greef, Gursky, Hagan, Hagstrom, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Cuffe, Glimm, Halvorson, Knudsen, Vance.
Total 5

Voted Absentee: O'Hara, Squires, Warburton, Aye; Knudsen, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 515 - Representative Harris moved **HB 515** do pass. Motion **failed** as follows:

Yeas: Ankney, J. Bennett, Berry, Blyton, Brodehl, Cuffe, Doane, Edmunds, Fiscus, Galt, Glimm, Greef, Hagan, Halvorson, Hansen, Harris, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Moore, O'Hara, Osmundson, Randall, Redfield, Regier, Salomon, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Mr. Speaker.
Total 43

Nays: Ballance, Bangerter, B. Bennett, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Ehli, Fitzpatrick, Flynn, Gibson, Gursky, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Neill, Noonan, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Schreiner, Schwaderer, B. Smith, Squires,

Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 57

Voted Absentee: Knudsen, O'Hara, Warburton, Aye; Squires, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 534 - Representative Williams moved **HB 534** do pass. Motion carried as follows:

Yeas: Ankney, B. Bennett, J. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Cook, Court, Curtis, Dudik, Eck, Gibson, Greef, Gursky, Hagstrom, Hansen, Hertz, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 52

Nays: Ballance, Bangerter, Blyton, Brodehl, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Hagan, Halvorson, Harris, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 48

Voted Absentee: O'Hara, Squires, Aye; Knudsen, Warburton, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 538 - Representative Gursky moved **HB 538** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Edmunds, Ehli, Gursky, Hagan, Hagstrom, Hansen, Harris, Hertz, Hill, Hollenbaugh, Hunter, Jacobson, Jones, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 53

Nays: J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Halvorson, Hollandsworth, Hoven, Howard, Ingraham, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 47

Voted Absentee: O'Hara, Squires, Aye; Knudsen, Warburton, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 545 - Representative Reichner moved **HB 545** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Harris.
Total 1

Voted Absentee: Knudsen, O'Hara, Squires, Warburton, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 547 - Representative Glimm moved **HB 547** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen,

Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Wilmer, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Boland, Court, Pease-Lopez, Pomnichowski, Price, Williams, Wilson.
Total 7

Voted Absentee: Knudsen, O'Hara, Squires, Warburton, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 548 - Representative Zolnikov moved **HB 548** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Blyton, Boland, Brodehl, Clark, Connell, Cook, Cuffe, Curtis, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Ingraham, Jacobson, Jones, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, McCarthy, McChesney, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pierson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Wilmer, Woods, Zolnikov, Mr. Speaker.
Total 76

Nays: B. Bennett, Berry, Boss Ribs, Brockie, Coffin, Court, Dudik, Eck, Gursky, Hill, Hunter, Kary, Lieser, MacDonald, McClafferty, McNiven, Pease-Lopez, Peppers, Pomnichowski, Price, Schreiner, Squires, Williams, Wilson.
Total 24

Voted Absentee: Knudsen, O'Hara, Warburton, Aye; Squires, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 6 - Representative Hill moved **HJR 6** be adopted. Motion **failed** as follows:

Yeas: Bangerter, B. Bennett, Boland, Boss Ribs, Brockie, Clark, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Laszloffy, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Wagoner, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 49

Nays: Ankney, Ballance, J. Bennett, Berry, Blyton, Brodehl, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Lavin, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, C. Smith, Vance, Warburton, Washburn, White, Zolnikov, Mr. Speaker.
Total 51

Voted Absentee: Squires, Aye; Knudsen, Warburton, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Vance moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Schwaderer moved the Committee of the Whole report be adopted. Report was adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Lang, Laszloffy, Lavin, Lynch, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pierson, Pomnichowski, Price, Randall, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Williams, Wilmer, Wilson, Zolnikov, Mr. Speaker.
Total 82

Nays: B. Bennett, Boland, Court, Gursky, Lieser, MacDonald, McCarthy, Pease-Lopez, Redfield, B. Smith, Whitford, Woods.
Total 12

Voted Absentee: None

Excused: Knudsen, Squires, Warburton.

Total 3

Absent or not voting: Hollandsworth, Lenz, Peppers.
Total 3

MESSAGES FROM THE GOVERNOR

February 27, 2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Speaker Blasdel:

Please be informed that I have signed **House Bill 36** sponsored by Representative Boland, **House Bill 114** sponsored by Representative Clark, **House Bill 115** sponsored by Representative Clark, **House Bill 138** sponsored by Representative Hertz, **House Bill 192** sponsored by Representative Hagan, **House Bill 193** sponsored by Representative Hagan, and **House Bill 202** sponsored by Representative Hagan on February 27, 2013.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committees:

SB 81, introduced by Lewis, referred to Taxation.
SB 114, introduced by Taylor, Murphy, Regier, Sonju, referred to Transportation.
SB 134, introduced by Brenden, Arthun, Debby Barrett, Boulanger, Keane, Lewis, Olson, Ripley, Rosendale, Sales, Thomas, Vincent, Walker, Webb, referred to Judiciary.
SB 146, introduced by Buttrey, referred to Local Government.
SB 147, introduced by Buttrey, referred to Local Government.
SB 162, introduced by Keane, referred to Agriculture.
SB 165, introduced by Caferro, Arntzen, referred to Education.
SB 172, introduced by Walker, Lewis, Sonju, referred to Human Services.
SB 174, introduced by Keane, referred to Business and Labor.
SB 176, introduced by Peterson, T. Brown, Larsen, F. Moore, Sesso, referred to State Administration.
SB 181, introduced by Caferro, C. Smith, referred to Human Services.
SB 182, introduced by Sonju, referred to Transportation.

SB 189, introduced by Webb, Arntzen, Boulanger, Caferro, Fielder, Kary, Lenz, Murphy, Taylor, referred to Judiciary.
SB 198, introduced by Thomas, Boland, Boulanger, Brenden, Fitzpatrick, Hoven, Jacobson, Larsen, O'Hara, Tropila, Van Dyk, referred to Judiciary.
SB 207, introduced by Van Dyk, referred to Judiciary.
S B 223, introduced by Caferro, referred to Human Services.
SB 257, introduced by L. Jones, Arntzen, Cook, Hollandsworth, Ripley, referred to Education.
SB 258, introduced by Wittich, Ankney, Arthun, B. Bennett, Berry, Blasdel, Coffin, Dudik, Eck, Facey, Fitzpatrick, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Jent, Keane, Larsen, MacDonald, Reichner, Sesso, Tropila, Tutvedt, Williams, Windy Boy, referred to State Administration.
SB 259, introduced by Arntzen, Laszloffy, referred to Judiciary.
SB 264, introduced by Arntzen, referred to Business and Labor.
SB 266, introduced by Rosendale, referred to Business and Labor.
SB 270, introduced by Buttrey, Caferro, Fitzpatrick, Noonan, Priest, referred to Human Services.
SB 292, introduced by Tutvedt, referred to Human Services.
SB 296, introduced by Thomas, referred to Human Services.
SB 306, introduced by Olson, Kaufmann, Larsen, referred to Judiciary.
SB 312, introduced by Sonju, referred to State Administration.
SB 316, introduced by Fielder, referred to Local Government.
SB 319, introduced by Sonju, Arntzen, Hollenbaugh, Lavin, referred to Transportation.
SB 331, introduced by Murphy, referred to Judiciary.
SB 343, introduced by Arntzen, referred to Business and Labor.

MOTIONS

Majority Leader Vance moved **HB 447** be moved from the Committee of the Whole to the Appropriations committee.

ANNOUNCEMENTS

Majority Leader Vance moved that the House adjourn until 8:00 a.m., Thursday, February 28, 2013. Motion carried.

House adjourned at 3:30 p.m.

LINDSEY GROVOM
Chief Clerk of the House

MARK BLASDEL
Speaker of the House

Montana State Legislature

2013 Session

ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLWING:

- Business Report
- Roll Call – Attendance
- Standing Committee Reports
- Tabled Bills
- Fiscal Reports etc.
- Roll Call Votes
- Informational Items
- Witness Statements
- Any Documents; such as;
  - *Petitions if any.
  - *Any and all material handed end after the meeting ends.

The original is on file at the Montana Historical Society and may be viewed there.

Montana Historical Society
Archives
225 N. Roberts
Helena MT 59620-1201

2013 Legislative Scanner Susie Hamilton

BUSINESS REPORT

MONTANA SENATE
63rd LEGISLATURE - REGULAR SESSION

SENATE LOCAL GOVERNMENT COMMITTEE

Date: Friday, March 15, 2013
Place: Capitol

Time: 3:00 PM
Room: 405

BILLS and RESOLUTIONS HEARD:

~~HB 258 - Revise local government laws related to public notice - Rep. Bridget Smith~~
HB 314 - Revising special district laws - Rep. Doug Kary
HB 562 - Revise subdivision laws - Rep. Kathy Swanson

EXECUTIVE ACTION TAKEN:

HB 446 Partial Action

Comments:

HB 446 Still in Committee

SEN. Edward Buttrey, Chair

MONTANA STATE SENATE
Roll Call
LOCAL GOVERNMENT COMMITTEE

DATE: 3-15-2013

NAME	PRESENT	ABSENT/ EXCUSED
SENATOR ED BUTTREY, CHAIRMAN	✓	
SENATOR JANNA TAYLOR, VICE CHAIR	✓	
SENATOR SHANNON AUGARE	✓	
SENATOR DICK BARRETT		✓
SENATOR SCOTT BOULANGER	✓	
SENATOR SUE MALEK	✓	
SENATOR ALAN OLSON	✓	
SENATOR BRUCE TUTVEDT	✓	✓
SENATOR GENE VUCKOVICH	✓	

MONTANA STATE SENATE
Roll Call Vote
LOCAL GOVERNMENT COMMITTEE

DATE 3-15-2013 BILL NO 446 MOTION NO. _____
MOTION: Do Concurr

Failed 4 5

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR JANNA TAYLOR, VICE CHAIR	✓		
SENATOR SHANNON AUGARE		✓	
SENATOR DICK BARRETT		✓	
SENATOR SCOTT BOULANGER	✓		
SENATOR SUE MALEK		✓ pr	
SENATOR ALAN OLSON		✓	
SENATOR BRUCE TUTVEDT	✓ pr		
SENATOR GENE VUCKOVICH		✓	
SENATOR ED BUTTREY, CHAIRMAN	✓		

SENATE PROXY

I, Senator Bruce Tutvedt, hereby authorize Senator Taylor to vote my proxy before the Senate Local Government meeting held on 3-15, 2013.

Senator Signature

3-15-13
Date

Said authorization is as follows: *(mark only one)*

- ☒ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
HB 1416	X	

SENATE PROXY

I, Senator Sue Malek, hereby authorize Senator Shannon Augare to vote my proxy before the Senate Local Government meeting held on 03/15, 2013.

Sue Malek
Senator Signature

03/15/13
Date

Said authorization is as follows: *(mark only one)*

- ☑ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
HB 446		✓

MONTANA STATE SENATE
Visitors Register
SENATE LOCAL GOVERNMENT COMMITTEE

Friday, March 15, 2013 **3:00 P.M.** **Room 405**

HB 314 - Revising special district laws

Sponsor: **Rep. Doug Kary**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
HAROLD BLATTIE	MACo	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE
Visitors Register
SENATE LOCAL GOVERNMENT COMMITTEE

Friday, March 15, 2013

HB 562 - Revise subdivision laws **3:00 P.M.** **Room 405**

Sponsor: **Rep. Kathy Swanson**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Bruce McCandless	City of Bigs	✓		
Kathy Swanson	Self	✓		
DAVID ELIAS	DEQ	✓		
Shanti Sieperas	MT Assoc. of Counties	X		

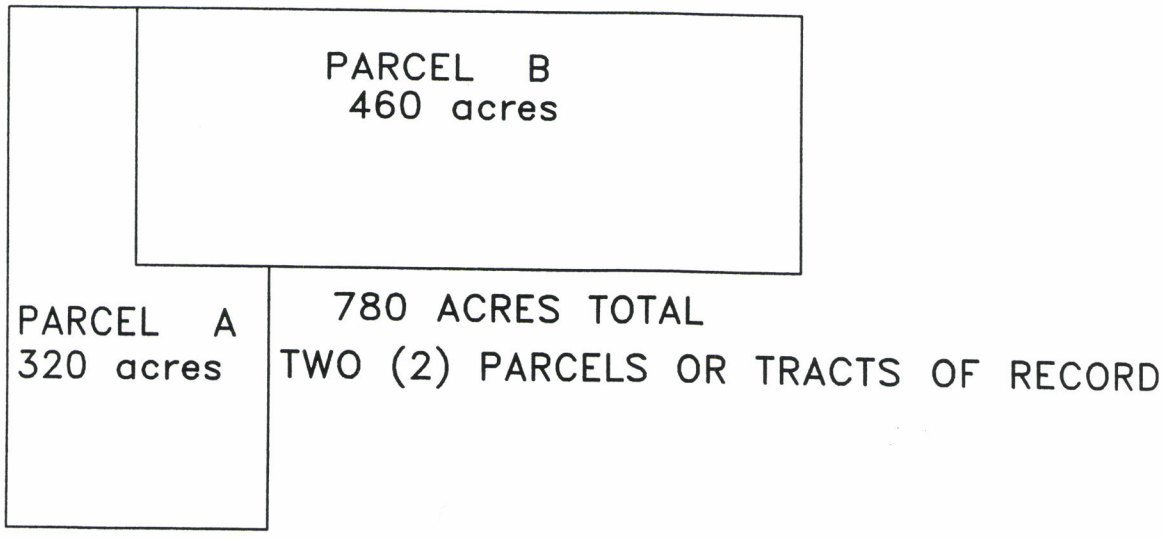
Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

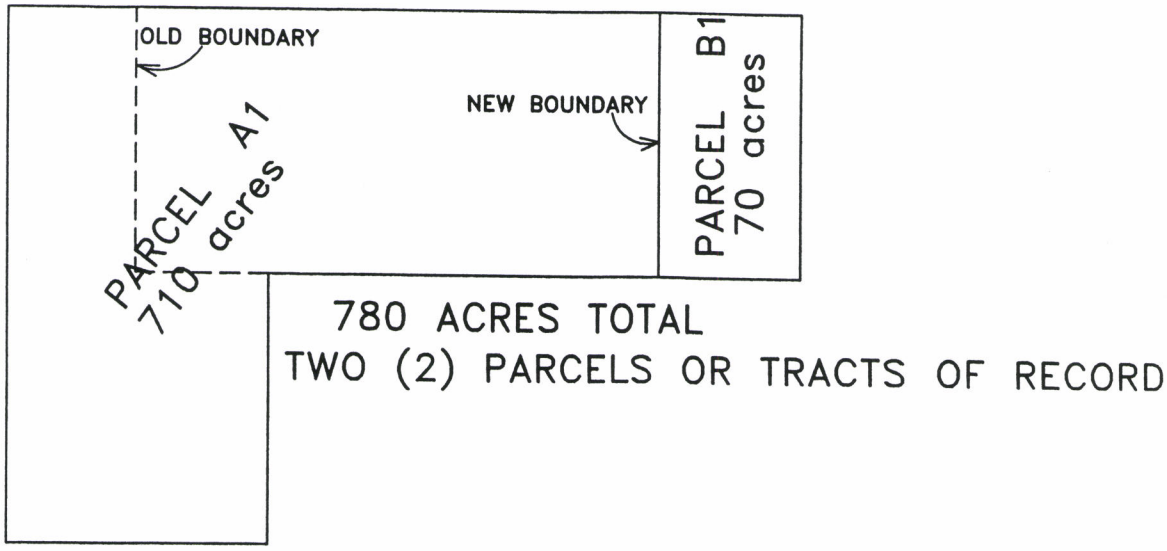
SENATE LOCAL GOVERNMENT
EXHIBIT NO. 1
DATE 3-15-2013
BILL NO. HB 562

TITLE 76. LAND RESOURCES AND USE
CHAPTER 3. LOCAL REGULATION OF SUBDIVISIONS
Part 1. General Provisions

76-3-104. What constitutes subdivision.

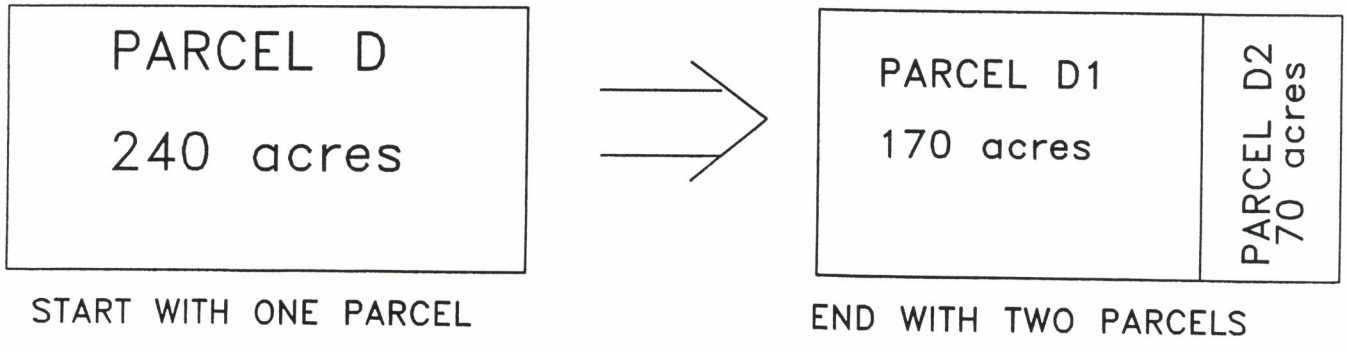
A subdivision comprises only those parcels containing less than 160 acres that cannot be described as a one-quarter aliquot part of a United States government section *WHEN THE PARCELS HAVE BEEN SEGREGATED FROM THE ORIGINAL TRACT.* The subdivision plat must show all the parcels whether contiguous or not. (emphasis added)





ABOVE IS A DIVISION BUT NOT A SUBDIVISION

BELOW IS A SUBDIVISION



MINUTES

MONTANA SENATE
63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: Chair Edward Buttrey, on March 15, 2013 at 3:00 PM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Edward Buttrey, Chair (R)
Sen. Janna Taylor, Vice Chair (R)
Sen. Shannon Augare (D)
Sen. Scott Boulanger (R)
Sen. Sue Malek (D)
Sen. Alan Olson (R)
Sen. Gene Vuckovich (D)

Members Excused: Sen. Dick Barrett (D)
Sen. Bruce Tutvedt (R)

Members Absent: None

Staff Present: Charlene Devine, Committee Secretary
Leanne Kurtz, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 314, 3/11/2013, HB 562, 3/11/2013

Executive Action: HB 446, Partial Action, Remains in committee.

HEARING ON HB 314

Opening Statement by Sponsor:

00:17:34 Rep. Doug Kary (R), HD 48, opened the hearing on HB 314, Revising special district laws.

Proponents' Testimony:

00:18:57 Harold Blattie, Montana Association of Counties (MACo)
00:22:51 Alec Hansen, Montana League of Cities and Towns (MLCT)
00:25:07 Bruce McCandless, City of Billings (COB)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:25:52 Sen. Olson
00:26:07 Rep. Kary
00:26:17 Sen. Olson
00:26:57 Harold Blattie, MACo
00:28:08 Sen. Malek
00:30:40 Harold Blattie
00:31:45 Sen. Buttrey
00:32:20 Harold Blattie

Closing by Sponsor:

00:32:33 Rep. Kary

HEARING ON HB 562

Opening Statement by Sponsor:

00:35:04 Rep. Kathy Swanson (D), HD 86, opened the hearing on HB 562, Revise subdivision laws.

Proponents' Testimony:

00:36:42 David Elias, representing self
EXHIBIT(los56a01)

00:39:04 Shantil Siaperas, Montana Association of Counties (MACo)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:39:52 Sen. Malek
00:40:26 David Elias, self

Closing by Sponsor:

00:41:18 Rep. Swanson

EXECUTIVE ACTION ON HB 446

00:42:24 **Motion:** Sen. Taylor moved that **HB 446 BE CONCURRED IN**.

Discussion:

00:42:57 Sen. Augare
00:47:27 Sen. Buttrey
00:47:44 Sen. Taylor
00:48:44 Sen. Olson
00:51:20 Sen. Vuckovich
00:51:25 Sen. Malek
00:54:18 Sen. Olson
00:55:23 Sen. Boulanger
00:57:19 Sen. Vuckovich
00:58:48 Sen. Malek left the hearing.
00:58:56 Sen. Taylor
00:59:27 Sen. Barrett entered the hearing.
01:00:17 Sen. Barrett
01:02:56 Sen. Olson
01:03:28 Sen. Augare
01:04:38 Sen. Buttrey
01:05:28 Sen. Olson
01:06:17 Sen. Augare
01:07:23 Sen. Buttrey

01:07:46 **Vote:** Motion failed 4-5 by roll call vote with Sen. Boulanger, Sen. Buttrey, Sen. Taylor and Sen. Tutvedt voting aye. Sen. Malek and Sen. Tutvedt voted by proxy. (Due to failed vote, HB 446 remains in committee)

ADJOURNMENT

Adjournment: 4:00 P.M.

Charlene Devine, Secretary

cd

Additional Documents:

EXHIBIT(los56aad.pdf)

Montana State Legislature

2013 Session

ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLWING:

- Business Report
- Roll Call – Attendance
- Standing Committee Reports
- Tabled Bills
- Fiscal Reports etc.
- Roll Call Votes
- Informational Items
- Witness Statements
- Any Documents; such as;
  - *Petitions if any.
  - *Any and all material handed end after the meeting ends.

The original is on file at the Montana Historical Society and may be viewed there.

Montana Historical Society
Archives
225 N. Roberts
Helena MT 59620-1201

2013 Legislative Scanner Susie Hamilton

BUSINESS REPORT

MONTANA SENATE
63rd LEGISLATURE - REGULAR SESSION

SENATE LOCAL GOVERNMENT COMMITTEE

Date: Wednesday, March 20, 2013
Place: Capitol

Time: 3:00 PM
Room: 405

BILLS and RESOLUTIONS HEARD:

HB 435 - Revise laws related to coal board grants and railroad quiet zones - Rep. Bill McChesney
HB 499 - Amending conveyance exemptions for subdivision regulations - Rep. Ellie Boldman Hill

EXECUTIVE ACTION TAKEN:

HB 258 - To Be Concurred In As Amended
HB 562 - Be Concurred In
HB 314 - To Be Concurred In

Comments:

SEN. Edward Buttrey, Chair

MONTANA STATE SENATE
Roll Call
LOCAL GOVERNMENT COMMITTEE

DATE: 3-20-2013

NAME	PRESENT	ABSENT/ EXCUSED
SENATOR ED BUTTREY, CHAIRMAN	✓	
SENATOR JANNA TAYLOR, VICE CHAIR	✓	
SENATOR SHANNON AUGARE	✓	
SENATOR DICK BARRETT	✓	
SENATOR SCOTT BOULANGER	✓	
SENATOR SUE MALEK	✓	
SENATOR ALAN OLSON	✓	
SENATOR BRUCE TUTVEDT	✓	
SENATOR GENE VUCKOVICH	✓	

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Local Government** recommend that **House Bill 258** (third reading copy -- blue) **be concurred in as amended**.

Signed: _____
Senator Edward Buttrey, Chair

To be carried by Senator Bruce Tutvedt

And, that such amendments read:

1. Page 2, line 19.
Following: "resolution"
Insert: "or was posted on the county's website at least 2 days prior to the hearing or other action for which notice was required"

2. Page 3, line 27.
Following: "ordinance"
Insert: "or was posted on the municipality's website at least 2 days prior to the hearing or other action for which notice was required"

- END -

Committee Vote:
Yes 9, No 0
Fiscal Note Required __

HB0258002SC13695.swr

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Local Government** recommend that **House Bill 562** (third reading copy -- blue) **be concurred in**.

Signed: _____
Senator Edward Buttrey, Chair

To be carried by Senator Gene Vuckovich

- END -

Committee Vote:
Yes 9, No 0
Fiscal Note Required __

HB0562001SC12552.swr

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Local Government** recommend that **House Bill 314** (third reading copy -- blue) **be concurred in**.

Signed: _____
Senator Edward Buttrey, Chair

To be carried by Senator Roger Webb

- END -

Committee Vote:
Yes 9, No 0
Fiscal Note Required __

HB0314001SC15236.swr

MONTANA STATE SENATE
Roll Call Vote
LOCAL GOVERNMENT COMMITTEE

DATE 3-20-2013 BILL NO 258 MOTION NO. _____
MOTION: _____

Amendment 7 2 Passed

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR JANNA TAYLOR, VICE CHAIR	✓		
SENATOR SHANNON AUGARE		✓	
SENATOR DICK BARRETT	✓		
SENATOR SCOTT BOULANGER	✓		
SENATOR SUE MALEK	✓		
SENATOR ALAN OLSON	✓		
SENATOR BRUCE TUTVEDT		✓	
SENATOR GENE VUCKOVICH	✓		
SENATOR ED BUTTREY, CHAIRMAN	✓		

MONTANA STATE SENATE
Visitors Register
SENATE LOCAL GOVERNMENT COMMITTEE

Wednesday, March 20, 2013 **3:00 P.M.** **Room 405**

HB 435 - Revise laws related to coal board grants and railroad quiet zones
Sponsor: **Rep. Bill McChesney**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Melissa Lewis	City of Shelby	X		
~~Lisa Peng~~				
DAN ELLISON	City of Helena	X		
MATT ELSAESSER	City of Helena	X		
BUD CLINCH	MT COAL COUNCIL			X
Alec Hansen	MLCT	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE
Visitors Register
SENATE LOCAL GOVERNMENT COMMITTEE

Wednesday, March 20, 2013 **3:00 P.M.** **Room 405**

HB 499 - Amending conveyance exemptions for subdivision regulations
Sponsor: **Rep. Ellie Boldman Hill**

PLEASE PRINT

Name	Representing	Support	Oppose	Info
STERLING Miller	Duncrown Ranch	✓		
JIM SMITH	MAP		X	
Amy Fisher	MAR	✓		
JAMES SCHELL	Self			
Jim Rickman	MHA			
Campbell Howe	NPRC			
Pete Chelena	City of Helena	2		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

3-20-2013

JOHN RICHARDS

ADDITIONAL DOCUMENTS

COMMENTS ON H.B. 499 HEARING 3/20/13

This bill is needed to correct the interpretation of the Attorney Generals opinion of Jan. 13, 2012, which in essence said any person who owns land in Montana must go thru subdivision for lease or rent to build a second building on their property, no matter how large or how long they have owned it.

Multiple buildings should be allowed on lands that can meet other requirements and not have to go thru subdivision for lease or rent as now required. If all Montana property owners knew this was the law there would be a major backlash against it. For a property owner to have to spend $10,000 to $40,000 to go thru this review and not be able to build on their property is an injustice to all Montanans.

Please correct this injustice and amend H.B. 499 to include multiple buildings on a single parcel of land without having to go thru subdivision review.

Thank You

John Richards

677-4123

MINUTES

MONTANA SENATE
63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: Chair Edward Buttrey, on March 20, 2013 at 3:00 PM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Edward Buttrey, Chair (R)
Sen. Janna Taylor, Vice Chair (R)
Sen. Shannon Augare (D)
Sen. Dick Barrett (D)
Sen. Scott Boulanger (R)
Sen. Sue Malek (D)
Sen. Alan Olson (R)
Sen. Bruce Tutvedt (R)
Sen. Gene Vuckovich (D)

Members Excused: None

Members Absent: None

Staff Present: Charlene Devine, Committee Secretary
Leanne Kurtz, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:	HB 435, 3/11/2013; HB 499, 3/11/2013
Executive Action:	HB 258, Be Concurred In As Amended; HB 562, Be Concurred In; HB 314, Be Concurred In

HEARING ON HB 435

Opening Statement by Sponsor:

00:20:39 Rep. Bill McChesney (D), HD 40, opened the hearing on HB 435, Revise laws related to coal board grants and railroad quiet zones.

Proponents' Testimony:

00:24:48 Alec Hansen, Montana League of Cities and Towns (MLCT)
00:25:54 Dan Ellison, City of Helena
EXHIBIT(los60a01)

00:27:52 Matt Elsaesser, City of Helena
00:28:50 Melissa Lewis, City of Shelby

Opponents' Testimony: None

Informational Testimony:

00:31:28 Bud Clinch, Montana Coal Council (MCC)

Questions from Committee Members and Responses:

00:31:53 Sen. Boulanger
00:33:24 Rep. McChesney
00:33:28 Sen. Olson
00:35:52 Bud Clinch, MCC
00:36:22 Sen. Olson
00:40:31 Rep. McChesney
00:40:53 Sen. Buttrey
00:41:05 Sen. Taylor
00:42:00 Rep. McChesney

Closing by Sponsor:

00:42:18 Rep. McChesney

HEARING ON HB 499

Opening Statement by Sponsor:

00:42:59 Rep. Ellie Boldman Hill (D), HD 94, opened the hearing on HB 499, Amending conveyance exemptions for subdivision regulations.

Proponents' Testimony:

00:45:18 Kate Cholewea, City of Missoula

00:45:33 Sterling Miller, Dunrovin Ranch
EXHIBIT(los60a02)

00:49:17 Amy Fisher, Montana Association of Realtors (MAR)

Opponents' Testimony:

00:49:40 Jim Smith, Montana Association of Planners (MAP)
EXHIBIT(los60a03)

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:50:37 Rep. Boldman Hill

EXECUTIVE ACTION ON HB 258

00:51:24 **Motion:** Sen. Taylor moved that **HB 258 BE CONCURRED IN**.

00:52:39 **Motion:** Sen. Taylor moved that **HB 258 BE AMENDED**.
EXHIBIT(los60a04)

Discussion:

00:52:59 Sen. Buttrey
00:53:19 Sen. Tutvedt
00:53:39 Sen. Buttrey
00:54:41 Sen. Barrett
00:54:52 Sen. Olson

00:55:03 **Vote:** Motion carried 7-2 by roll call vote with Sen. Augare and Sen. Tutvedt voting no.

00:56:00 **Motion/Vote:** Sen. Taylor moved that **HB 258 BE CONCURRED IN AS AMENDED**. Motion carried 9-0 by voice vote. Sen. Tutvedt will carry the bill.

EXECUTIVE ACTION ON HB 562

00:56:18 **Motion/Vote:** Sen. Taylor moved that **HB 562 BE CONCURRED IN**. Motion carried 9-0 by voice vote. Sen. Vuckovich will carry the bill.

EXECUTIVE ACTION ON HB 314

00:57:05 **Motion:** Sen. Taylor moved that **HB 314 BE CONCURRED IN**.

Discussion:

00:57:36 Sen. Olson
00:58:03 Sen. Barrett
00:58:20 Leanne Kurtz, Legislative Services Division (LSD)

00:58:31 **Vote:** Motion carried 9-0 by voice vote. Sen. Webb will carry the bill.

ADJOURNMENT

Adjournment: 3:40 P.M.

Charlene Devine, Secretary

cd

Additional Document

Additional Documents:

EXHIBIT(los60aad.pdf)

SENATE JOURNAL
63RD LEGISLATURE
SIXTY-THIRD LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 23, 2013 — State Capitol

Senate convened at 7:59 a.m. President Essmann presiding. Invocation by Father Jerry Lowney. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Senator Keane, excused. Quorum present.

Kaitlin Kolka, Montana State High School Rodeo Queen, and one of the Senate pages for the past week, spoke briefly to the Senate members about high school rodeo.

BILLS AND JOURNALS (Buttrey, Chair): 3/23/2013

Correctly printed: **SB 375**, **SB 400**, **SB 401**, **SB 402**, **SR 28**, **SR 40**, **SR 41**, **HB 7**, **HB 8**, **HB 37**, **HB 127**, **HB 250**, **HB 277**, **HB 322**, **HB 335**, **HB 402**, **HB 455**, **HB 462**, **HB 502**, **HB 508**, **HB 510**, **HJR 3**.
Correctly engrossed: **HB 297**, **HB 304**.
Transmitted to the House: **SB 260**, **HB 168**, **HB 274**, **HJR 12**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Sonju, Chair): 3/21/2013
SR 17, **preliminary report**, be adopted. Report adopted.

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Sonju, Chair): 3/22/2013
HB 297, be amended as follows:

1. Page 2, line 30 through page 3, line 5.
Strike: ":" on page 2, line 30 through "(c)" on page 3, line 5

2. Page 3.
Following: line 10
Insert: "(a) notify the employer that a complaint has been filed and that the employer has 15 days to respond to the complaint. Information included in the notification must include the name and contact information of the person submitting the complaint to the department."
Renumber: subsequent subsections

3. Page 4, line 16.
Following: "(4)"
Insert: "(a)"

4. Page 4, line 18.
Following: "work."
Insert: "
(b)"

5. Page 4, lines 26 through 28.
Following: "If" on line 26
Strike: "a" on line 26 through "general" on page 4, line 28
Insert: "the provisions of subsection (4)(b) apply"

And, as amended, be concurred in. Report adopted.

STATE ADMINISTRATION (Arthun, Chair): 3/22/2013
SR 23, **preliminary report**, be adopted. Report adopted.
SR 25, be adopted. Report adopted.

MESSAGES FROM THE GOVERNOR

March 22, 2013

The Honorable Jeff Essmann
President of the Senate
State Capitol
Helena, Montana 59620

Dear President Essmann:

On Friday, March 22, 2013, I signed the following Senate bill:

Senate Bill 123 - Senator Van Dyk

This bill was delivered to the Secretary of State's Office today.

Sincerely,

STEVE BULLOCK
Governor

MESSAGES FROM THE OTHER HOUSE

Senate bills concurred in and returned to the Senate: 3/22/2013

SB 116, introduced by Arthun
SB 137, introduced by Olson

SB 172, introduced by Walker
SB 176, introduced by Peterson
SB 230, introduced by Wanzenried
SB 270, introduced by Buttrey
SB 293, introduced by Tutvedt
SB 312, introduced by Sonju
SB 314, introduced by Wanzenried
SB 327, introduced by Olson
SB 332, introduced by Tutvedt

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments:

3/22/2013

SB 125, introduced by Olson
SB 185, introduced by Sesso
SB 224, introduced by Debby Barrett
SB 259, introduced by Arntzen

House bills passed and transmitted to the Senate for concurrence: 3/22/2013

HB 10, introduced by Pomnichowski
HB 535, introduced by G. Bennett
HB 546, introduced by Hollandsworth

House joint resolution passed and transmitted to the Senate for concurrence: 3/22/2013

HJR 16, introduced by Eck

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 10, introduced by Pomnichowski (by request of the Office of Budget and Program Planning), referred to Finance and Claims.
HB 19, introduced by Hollandsworth (by request of the Revenue and Transportation Interim Committee), referred to Taxation.
HB 87, introduced by Welborn (by request of the State Auditor), referred to Public Health, Welfare and Safety.
HB 126, introduced by Ingraham (by request of the Secretary of State), referred to State Administration.
HB 284, introduced by Cook, referred to Business, Labor, and Economic Affairs.
HB 401, introduced by Welborn, Ankney, B. Bennett, Blewett, Brenden, T. Brown, Cook, Curtis, Ehli, Flynn, Glimm, Hamlett, Hollenbaugh, Jacobson, Keane, Larsen, MacDonald, Miller, Murphy, Peterson, Pomnichowski, Priest, Reichner, Sesso, Shaw, Vincent, Whitford, Wittich, referred to

Fish and Game.
HB 477, introduced by Berry, referred to Energy and Telecommunications.
HB 501, introduced by Berry, referred to Business, Labor, and Economic Affairs.
HB 524, introduced by Clark, referred to Local Government.
HB 533, introduced by Cook, referred to Natural Resources.
HB 535, introduced by G. Bennett, B. Bennett, Blasdel, Lieser, D. Moore, referred to Natural Resources.
HB 546, introduced by Hollandsworth, referred to Local Government.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 16, introduced by Eck, referred to Public Health, Welfare and Safety.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 510 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: Olson.
Total 1

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 7 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Windy Boy.
Total 43

Nays: D. Brown, Driscoll, Sales, Webb, Wittich, Mr. President.
Total 6

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 8 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Webb, Windy Boy.
Total 45

Nays: Sales, Walker, Wittich, Mr. President.
Total 4

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 304 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 30

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jent, Jergeson, Kaufmann, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 19

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 335 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 37 concurred in as follows:

Yeas: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jent, Jergeson, Jones, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Walker, Webb, Wittich, Mr. President.
Total 33

Nays: Arthun, Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Kaufmann, Malek, Phillips, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Windy Boy.
Total 16

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HJR 3 failed as follows:

Yeas: Arntzen, Barrett Debby, D. Brown, T. Brown, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Taylor, Thomas, Walker, Webb, Wittich, Mr. President.
Total 21

Nays: Arthun, Augare, Barrett Dick, Blewett, Boulanger, Brenden, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Larsen, Malek, Phillips, Sales, Sesso, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Windy Boy.
Total 28

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 277 concurred in as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Facey, Hamlett, Jackson, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Tutvedt, Van Dyk, Vincent, Vuckovich, Webb, Windy Boy, Mr. President.
Total 34

Nays: Arntzen, Caferro, Driscoll, Fielder, Jent, Jergeson, Jones, Kaufmann, Priest, Rosendale, Thomas, Tropila, Walker, Wanzenried, Wittich.
Total 15

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 187 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Walker, Webb, Windy Boy, Mr. President.
Total 44

Nays: Kaufmann, Tropila, Vuckovich, Wanzenried, Wittich.
Total 5

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Senator Wittich moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Wanzenried in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 184 - Senator Arntzen moved **HB 184** be concurred in.

HB 184 - Senator Blewett moved **HB 184**, second reading copy, be amended as follows:

1. Title, line 6.
Following: "SALESPERSON"
Insert: "UNLESS THE PERSONAL TRANSACTION DIRECTLY INVOLVES THE SALESPERSON'S SUPERVISING BROKER OR REAL ESTATE FIRM"

2. Page 1, line 30.
Following: "salesperson"
Insert: "unless the personal transactions directly involve the salesperson's supervising broker or real estate firm"

Amendment adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 46

Nays: Brenden, Ripley, Sales.
Total 3

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 184 - Senator Arntzen moved **HB 184**, as amended, be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 45

Nays: Arthun, Kaufmann, Phillips, Van Dyk.
Total 4

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 485 - Senator Blewett moved **HB 485** be concurred in.

HB 485 - Senator Thomas moved **HB 485**, second reading copy, be amended as follows:

1. Title, page 1, line 6.
Following: "SECURITY"
Insert: "AND RENT"

2. Page 1, line 13.
Following: "detainer,"
Insert: "rent deposit,"

3. Page 1, line 15.
Following: "entry"
Strike: "and"
Insert: ","
Following: "detainer"
Insert: ", and rent deposits"

Amendment adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Windy Boy, Wittich, Mr. President.
Total 44

Nays: Brenden, Ripley, Sales, Vincent, Webb.

Total 5

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 485 - Senator Blewett moved **HB 485**, as amended, be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 146 - Senator Tutvedt moved **HB 146** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 162 - Senator Thomas moved **HB 162** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Jackson, Jones, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 35

Nays: Augare, Blewett, Facey, Hamlett, Jent, Jergeson, Kaufmann, Malek, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 14

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

SB 249 - **House Amendments** - Senator Debby Barrett moved House amendments to **SB 249** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 189 - Senator T. Brown moved consideration of **HB 189** be passed for the day. Without objection, so ordered.

HB 323 - Senator Phillips moved **HB 323** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest,

Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 250 - Senator Facey moved **HB 250** be concurred in.

HB 250 - Senator Facey moved **HB 250**, second reading copy, be amended as follows:

1. Title, page 1, line 5.
Following: "EXCHANGE;"
Insert: "PROVIDING TRAINING REQUIREMENTS FOR OTHER PEOPLE WHO ASSIST THOSE SIGNING UP FOR THE EXCHANGE;"

2. Title, page 1, lines 6 through 7.
Strike: "PROVIDING RULEMAKING" on line 6 through "COMMISSIONER;" on line 7

3. Page 5, line 24.
Following: "**program**"
Insert: "**-- training for certified application counselors and others**"

4. Page 6, line 2.
Strike: "and the number of hours"
Following: "education"
Insert: "covering 10 hours in every 24-month period"

5. Page 6.
Following: line 17
Insert: "(5) The commissioner may prescribe training for an application counselor provided for in federal rule and other persons who while not part of the navigator program assist those who sign up for an exchange. The commissioner may require completion of the training before certification by the exchange. The training must be designed for those who assist applicants seeking to enroll in coverage through the exchange."

6. Page 12, line 20 through line 21.
Strike: subsection (5)(c) in its entirety

Amendment adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: Jackson.
Total 1

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 250 - Senator Facey moved **HB 250** be concurred in. Motion carried as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Olson, Peterson, Phillips, Ripley, Sesso, Sonju, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 34

Nays: Arntzen, Brenden, D. Brown, Jackson, Moore, Murphy, Priest, Rosendale, Sales, Taylor, Vincent, Walker, Webb, Wittich, Mr. President.
Total 15

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

HB 362 - Senator Facey moved **HB 362**, as amended, be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Van Dyk, Vincent, Vuckovich, Walker, Webb, Mr. President.
Total 39

Nays: Blewett, Caferro, Fielder, Hamlett, Rosendale, Sales, Tutvedt, Wanzenried, Windy Boy, Wittich.
Total 10

Absent or not voting: None.
Total 0

Excused: Keane.
Total 1

Senator Thomas rose on a point of order. He stressed members should refrain from criticism of other members during floor discussion.

Senator Thomas excused at this time.

HB 210 - Senator Olson moved **HB 210** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy.
Total 42

Nays: Boulanger, Sales, Sonju, Vincent, Wittich, Mr. President.
Total 6

Absent or not voting: None.
Total 0

Excused: Keane, Thomas.
Total 2

Senator Priest excused at this time.

Senator Thomas present at this time.

HB 203 - Senator L. Jones moved **HB 203** be concurred in. Motion carried as follows:

Yeas: Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 33

Nays: Arntzen, Arthun, Boulanger, Fielder, Jackson, Moore, Sales, Sonju, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 15

Absent or not voting: None.
Total 0

Excused: Keane, Priest.
Total 2

HB 299 - Senator Jergeson moved to pass consideration of **HB 299.** Without objection, so ordered.

HB 68 - Senator Murphy moved **HB 68** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, Boulanger, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Webb, Windy Boy, Wittich.
Total 40

Nays: Barrett Debby, Brenden, Ripley, Sales, Sonju, Vincent, Walker, Mr. President.
Total 8

Absent or not voting: None.
Total 0

Excused: Keane, Priest.
Total 2

Senator Boulanger excused at this time.

HB 385 - Senator Wittich moved **HB 385** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 43

Nays: Blewett, Caferro, Kaufmann, Wanzenried.
Total 4

Absent or not voting: None.

Total 0

Excused: Boulanger, Keane, Priest.
Total 3

HB 352 - Senator Blewett moved **HB 352** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 46

Nays: Sales.
Total 1

Absent or not voting: None.
Total 0

Excused: Boulanger, Keane, Priest.
Total 3

Senator Boulanger present at this time.

HB 459 - Senator Sales moved **HB 459** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 41

Nays: Barrett Dick, Caferro, Facey, Kaufmann, Malek, Phillips, Wanzenried.
Total 7

Absent or not voting: None.
Total 0

Excused: Keane, Priest.
Total 2

Senator Wittich moved the Senate recess for ten minutes. Without objection so ordered.

Senate recessed at 10:03 a.m. and reconvened at 10:12 a.m.

HB 314 - Senator Webb moved **HB 314** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Keane, Priest.
Total 2

HB 562 - Senator Vuckovich moved **HB 562** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Keane, Priest.
Total 2

HB 359 - Senator Thomas moved to pass consideration of **HB 359**. Without objection, so ordered.

HB 24 - Senator Vincent moved **HB 24** be concurred in. Motion carried as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones,

Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Webb, Windy Boy.
Total 41

Nays: Arntzen, Sales, Sonju, Tropila, Walker, Wittich, Mr. President.
Total 7

Absent or not voting: None.
Total 0

Excused: Keane, Priest.
Total 2

SB 355 - Senator Hamlett moved **SB 355** do pass. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Keane, Priest.
Total 2

HB 38 - Senator Sesso moved **HB 38** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich.
Total 47

Nays: Mr. President.
Total 1

Absent or not voting: None.

Total 0

Excused: Keane, Priest.
Total 2

HB 283 - Senator Peterson moved consideration of **HB 283** be passed for the day. Without objection, so ordered.

SJR 21 - Senator Caferro moved **SJR 21** do pass. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Keane, Priest.
Total 2

HB 195 - Senator Tutvedt moved **HB 195** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich.
Total 47

Nays: Mr. President.
Total 1

Absent or not voting: None.
Total 0

Excused: Keane, Priest.
Total 2

Senator Wittich moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Essmann presiding. Chair Wanzenried moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Keane, Priest.
Total 2

FIRST READING AND COMMITMENT OF BILLS

The following Senate resolution was introduced, read first time, and referred to committee:

SR 42, introduced by Sonju (by request of the Senate Business, Labor, and Economic Affairs Standing Committee), referred to Business, Labor, and Economic Affairs.

MOTIONS

Senator Van Dyk moved **SB 402** be moved from the Fish and Game committee to the Agriculture, Livestock and Irrigation committee. Without objection, so ordered.

Senator Ripley moved **SB 355** be moved to the Finance and Claims committee. Without objection, so ordered.

SPECIAL ORDERS OF THE DAY

SR 28 - Senator Brenden moved that the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 28**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson,

Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Keane, Priest.
Total 2

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Wittich moved that the Senate adjourn until 1:00 p.m., Monday, March 25, 2013, the sixty-fourth legislative day. Motion carried.

Senate adjourned at 11:13 a.m.

MARILYN MILLER
Secretary of the Senate

JEFF ESSMANN
President of the Senate

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SENATE JOURNAL
63RD LEGISLATURE
SIXTY-FOURTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 25, 2013 — State Capitol

Senate convened at 1:02 p.m. President Essmann presiding. Invocation by Father Jerry Lowney. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Senator Caferro, excused. Quorum present.

BILLS AND JOURNALS (Buttrey, Chair): 3/25/2013

Correctly printed: **SJR 21**, **SR 25**, **SR 42**, **HB 24**, **HB 38**, **HB 68**, **HB 146**, **HB 162**, **HB 195**, **HB 203**, **HB 210**, **HB 314**, **HB 352**, **HB 362**, **HB 385**, **HB 459**.
Correctly engrossed: **HB 106**, **HB 184**, **HB 250**, **HB 323**, **HB 485**, **HB 513**, **HB 562**, **HJR 9**.
Correctly enrolled: **SB 116**, **SB 137**, **SB 139**, **SB 172, SB 176**, **SB 230**, **SB 270, SB 293**, **SB 312**, **SB 314, SB 319**, **SB 327, SB 332**, **SR 14**, **SR 20**, **SR 26**, **SR 28**.
Examined by the sponsor and found to be correct: **SB 24**, **SB 67**, **SB 76**, **SB 103**, **SB 105**, **SB 181**, **SB 189**, **SR 14**, **SR 20**, **SR 26**, **SR 28**.
Transmitted to the House: **HB 7**, **HB 8**, **HB 37**, **HB 187**, **HB 277**, **HB 304**, **HB 335**, **HB 510**.
Signed by the Secretary of the Senate at 7:45 a.m., March 23, 2013: **SB 24**, **SB 67**, **SB 76**, **SB 103**, **SB 105**, **SB 181**, **SB 189**.
Signed by the Speaker at 8:15 a.m., March 25, 2013: **SB 33**, **SB 57**, **SB 63**, **SB 70**, **SB 99**, **SB 132**, **SB 267**, **SB 326**.
Delivered to the Governor at 1:50 p.m., March 25, 2013: **SB 33**, **SB 57**, **SB 63**, **SB 70**, **SB 99**, **SB 132**, **SB 267**, **SB 326**.

Senator Caferro present at this time.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Sonju, Chair): 3/21/2013
SR 17, introduced resolution, be amended as follows:

1. Title, page 1, line 8.
Strike: "THE APPOINTMENTS"
Insert: "AN APPOINTMENT"

2. Page 1, line 12.
Strike: "appointments"
Insert: "appointment"

3. Page 1, line 13.

Strike: "have"
Insert: "has"

4. Page 1, line 14.
Strike: "members"
Insert: "a member"

5. Page 1, lines 15 through 16.
Strike: lines 15 and 16

6. Page 1, line 21.
Strike: "appointments"
Insert: "appointment"

And, as amended, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Peterson, Chair): 3/22/2013
SR 29, **preliminary report**, be adopted. Report adopted.
SR 32, **preliminary report**, be adopted. Report adopted.

FINANCE AND CLAIMS (Ripley, Chair): 3/25/2013
HB 170, be concurred in. Report adopted.
HB 256, be concurred in. Report adopted.

JUDICIARY (Murphy, Chair): 3/25/2013
SR 5, be adopted. Report adopted.
SR 6, be adopted. Report adopted.
SR 7, **preliminary report**, be adopted. Report adopted.
SR 27, be adopted. Report adopted.

NATURAL RESOURCES (Vincent, Chair): 3/22/2013
HB 106, be amended as follows:

1. Title, page 1, line 5 through line 6.
Strike: the second "REVISING" on line 5 through "PROVISIONS;" on line 6

2. Title, page 1, line 8.
Strike: "3-7-311,"
Strike: "85-2-114, 85-2-122,"

3. Page 1, line 14 through line 23.
Strike: section 1 in its entirety
Renumber: subsequent sections

4. Page 4, line 30 through page 7, line 17.

Strike: section 3 and section 4 in their entirety
Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

HB 388, be concurred in. Report adopted.
HB 451, be concurred in. Report adopted.
HB 513, be amended as follows:

1. Title, page 1, line 5.
Following: "REVIEW"
Insert: "UNDER CERTAIN CIRCUMSTANCES"

2. Page 2, line 5.
Following: "2"
Insert: ", when existing roads through existing rights-of-way are used"

And, as amended, be concurred in. Report adopted.

HJR 9, be amended as follows:

1. Title, page 1, line 5.
Following: "THE"
Insert: "RESPONSIBLE"

2. Page 1, line 17.
Following: "WHEREAS,"
Insert: "responsible"

3. Page 1, line 25.
Following: "expanded"
Insert: ", responsible"

4. Page 2, line 3.
Following: "and"
Insert: "responsible"

And, as amended, be concurred in. Report adopted.

PUBLIC HEALTH, WELFARE AND SAFETY (Priest, Chair): 3/22/2013
HB 84, be concurred in. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bill passed and transmitted to the Senate for concurrence: 3/23/2013

HB 489, introduced by Hunter

MOTIONS

Senator Wittich moved consideration of agenda items one through four and item six (**HB 402**, **HB 455**, **HB 462**, **HB 508**, **HB 189)** be placed at the bottom of the second reading board. Without objection, so ordered.

Senator Wittich moved that **SB 170** be taken from Taxation and brought before the Committee of the Whole tomorrow March 26, the sixty-fifth legislative day. Motion **failed** as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Fielder, Jackson, Lewis, Moore, Olson, Priest, Rosendale, Sales, Sonju, Taylor, Thomas, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 23

Nays: Augare, Barrett Dick, Blewett, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Murphy, Peterson, Phillips, Ripley, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried.
Total 27

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Jackson moved to reconsider third-reading action on **HJR 3.** Mr. President explained that the effect of the motion would be to place **HJR 3** on third reading on the following legislative day. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, D. Brown, T. Brown, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 27

Nays: Augare, Barrett Dick, Blewett, Brenden, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 23

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Moore rose on a point of parliamentary procedure and informed the members that during consideration of bills on second reading, a chairman of the day who wishes to speak on a bill must step down and remain out of the chair until the bill has been voted on.

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committees:

SB 403, introduced by Hamlett, referred to Natural Resources.
SB 404, introduced by Thomas, referred to Taxation.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJR 23, introduced by Tutvedt, referred to Taxation.

The following House bills were introduced, read first time, and referred to committees:

HB 2, introduced by Ankney (by request of the Office of Budget and Program Planning), referred to Finance and Claims.
HB 489, introduced by Hunter, referred to Public Health, Welfare and Safety.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Senator Wittich moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Sales in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 374 - Senator Wittich moved **HB 374** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jones, Lewis, Moore, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Murphy, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 280 - Senator Thomas moved **SB 280** do pass.

SB 280 - Senator Jergeson moved **SB 280**, second reading copy, be amended as follows:

1. Page 1, line 6 through line 10.
Strike: "ALLOWING" on page 1, line 6 through "REVENUE;" on line 10

2. Title, page 1, line 12.
Strike: "15-15-102,"

3. Page 1, line 18.
Strike: "Within 30 days after a final decision of the department"
Insert: "For appeals"

4. Page 1, line 20.
Strike: "the assessed value"
Insert: "all issues raised in the complaint"

5. Page 1, line 23.
Following: line 22
Insert: "(2) If the taxpayer requests mediation, which must be granted, the request is to be included in the complaint filed with the state tax appeal board pursuant to 15-2-302 or, if subsequent to the appeal, upon separate motion to the state tax appeal board. If mediation is requested by the taxpayer, the mediation must be conducted no less than 60 days prior to the contested case hearing on all issues raised in the complaint, to be scheduled by the state tax appeal board."
Renumber: subsequent subsections

6. Page 2, line 7 through line 11.
Following: "unsuccessful," on line 7
Strike: "the objector" on line 7 through "district" on line 11
Insert: "the parties shall proceed to a contested case hearing as scheduled by the state tax appeal board"

7. Page 2, line 13 through line 14.
Strike: "Within" on line 13 through "after" on line 14
Insert: "After"

8. Page 2, line 19.
Following: line 18
Insert: "(2) If the taxpayer requests mediation, which must be granted, the request is to be included in the complaint filed with the state tax appeal board pursuant to 15-2-302 or, if subsequent to the appeal, upon separate motion to the state tax appeal board. If mediation is requested by the taxpayer, the mediation must be conducted no less than 60 days prior to the contested case hearing on all issues raised in the complaint, to be scheduled by the state tax appeal board."
Renumber: subsequent subsections

9. Page 2, line 19.
Strike: "(5)"
Insert: "(6)"

10. Page 2, line 20.
Strike: subsection (3) in its entirety

11. Page 2, line 30.
Following: "~~chapter 23.~~"
Insert: "The procedure applies to assessments of centrally assessed property taxed pursuant to chapter 23."

12. Page 8, line 21 through line 22.
Strike: "or an unsuccessful" on line 21 through "[section 1]" on line 22

13. Page 9, line 11 through line 12.
Strike: "or an unsuccessful" on line 11 through "[section 1 or 2]" on line 12

14. Page 11, line 2 through line 20.
Strike: section 8 in its entirety
Renumber: subsequent sections

15. Page 11, line 30.
Strike: "or district court"

16. Page 13, line 9.
Strike: "or"
Insert: "and"

Amendment adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 280 - Senator Thomas moved **SB 280**, as amended, do pass. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 217 - Senator Moore moved consideration of **HB 217** be passed for the day. Without objection, so ordered.

HB 23 - Senator Webb moved **HB 23** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt,

Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: Arthun.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HJR 1 - Senator D. Brown moved **HJR 1** be concurred in.

HJR 1 - Senator Webb moved **HJR 1**, second reading copy, be amended as follows:

1. Page 1, following line 28.
Insert: "BE IT FURTHER RESOLVED, that the examination of the process to select the Commissioner and of the structure, composition, and duties of the office include the options of having the Montana Attorney General appoint the Commissioner as a personal staff position and creating a panel of three District Court Judges to review any issues that cannot be resolved at the administrative level."

Amendment **not** adopted as follows:

Yeas: Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Priest, Ripley, Rosendale, Sales, Taylor, Thomas, Walker, Webb, Wittich, Mr. President.
Total 22

Nays: Arntzen, Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Murphy, Olson, Peterson, Phillips, Sesso, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Windy Boy.
Total 28

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HJR 1 - Thereupon, the Senate reverted to the original motion of Senator D. Brown which passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D.

Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 47

Nays: Kaufmann, Ripley, Wanzenried.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 375 - Senator Peterson moved **SB 375** do pass.

SB 375 - Senator Peterson moved **SB 375**, second reading copy, be amended as follows:

1. Title, page 1, line 21.
Strike: the first "CERTAIN"
Insert: "INCIDENTAL"
Strike: "THE SOURCE OF CERTAIN REVENUE"
Insert: "CERTAIN INFORMATION"

2. Title, page 1, line 25.
Following: "INCOME;"
Insert: "REVISING AND"
Following: "AUTHORITY;"
Insert: "CREATING A SPECIAL REVENUE ACCOUNT FOR CERTAIN FEES RECEIVED BY THE COMMISSIONER OF POLITICAL PRACTICES;"

3. Title, page 1, line 26.
Following: "13-35-227,"
Insert: "13-35-402,"

4. Page 6, line 5.
Strike: the second "or"

5. Page 6, line 6.
Strike: "."
Insert: "; or"

6. Page 6, following line 6.
Insert: "(v) funds received in the normal course of business."

7. Page 7, line 30.
Strike: "an independent"
Insert: "a political"

8. Page 8, line 6.
Following: "political committee"
Insert: "organized for a primary purpose of making contributions and expenditures but"

9. Page 12, following line 22.
Insert: "Section 5. Section 13-35-402, MCA, is amended to read:

"13-35-402. Fair notice period before election ~~-- definition~~. (1) A candidate, a political committee that has filed a certification under 13-37-201, and an independent ~~political~~ committee shall at the time specified in subsection (3) of this section provide to candidates listed in subsection (2) of this section any final copy of campaign advertising in print media, in printed material, or by broadcast media that is intended for public distribution in the 10 days prior to an election unless:

(a) identical material was already published or broadcast; or

(b) the material does not identify or mention the opposing candidate.

(2) The material must be provided to all other candidates who have filed for the same office and who are individually identified or mentioned in the advertising, except candidates mentioned in the context of endorsements.

(3) Final copies of material described in subsection (1) must be provided to the candidates listed in subsection (2) at the following times:

(a) at the time the material is published or broadcast or disseminated to the public;

(b) if the material is disseminated by direct mail, on the date of the postmark; or

(c) if the material is prepared and disseminated by hand, on the day the material is first being made available to the general public.

(4) The copy of the material that must be provided to the candidates listed in subsection (2) must be provided by electronic mail, facsimile transmission, or hand delivery, with a copy provided by direct mail if the recipient does not have available either electronic mail or facsimile transmission. If the material is for broadcast media, the copy provided must be a written transcript of the broadcast.

~~(5) For the purposes of this section, an "independent political committee" is a committee that is not specifically organized on behalf of a particular candidate or that is not controlled either directly or indirectly by a candidate or a candidate's committee in conjunction with the making of expenditures or accepting contributions.~~""
Renumber: subsequent sections

10. Page 13, line 10 through line 11.
Strike: "general fund" on line 10 through "state" on line 11
Insert: "state special revenue account established in [section 16]"

11. Page 18, line 10 through line 11.
Strike: "The commissioner" on line 10 through "this chapter." on line 11
Insert: "An incidental committee shall file a report:

(a) on the 40th and 20th days preceding the date of an election in which it participates by making an expenditure;

(b) within 2 business days of receiving a contribution of $1,000 or more if made between the 20th day before an election and the day of the election;

(c) within 2 business days of making an expenditure or incurring a debt or obligation of $750 or more for an electioneering communication if the expenditure is made or the debt or obligation is incurred between the 19th day before the election and the day of the election;

(d) not more than 20 days after the date of the election in which it participated; and

(e) on a date to be prescribed by the commissioner for a closing report at the close of each calendar year."

12. Page 18, line 13.
Strike: "2"
Insert: "7"

13. Page 18, line 14.
Strike: "and"
Following: "(4)(b),"
Insert: "(4)(c), (5)(b), and (5)(c),"

14. Page 18, line 25.
Strike: "(4)"
Insert: "(5)"

15. Page 18, line 30.
Strike: "(4)"
Insert: "(5)"

16. Page 19, line 1.
Following: "~~(3)(b),~~"
Strike: "and"
Following: "(4)(b)"
Insert: ", (4)(c), (5)(b), and (5)(c)"

17. Page 19, line 2.
Following: "~~(3)(b),~~"
Strike: "or"
Following: "(4)(b),"
Insert: "(4)(c), (5)(b), or (5)(c)"

18. Page 19, line 11.
Strike: "Each"
Insert: "Except as provided in [section 14], each"

19. Page 20, line 13 through line 23.

Strike: section 13 in its entirety
Insert: "NEW SECTION. **Section 14. Disclosure requirements for incidental committees.** (1) An incidental political committee shall file a statement of organization as required by 13-37-201 and reports as provided in 13-37-226(5).

(2) For incidental committees that are not corporations with shareholders, the regularly scheduled reports must disclose all expenditures made prior to the reporting date and must disclose:

(a) if an incidental committee maintains a separate, segregated fund for the purpose of making expenditures or contributions in Montana, all contributions, donations, or funds received from a person prior to the reporting date and that are maintained in the separate, segregated fund; or

(b) if an incidental committee does not maintain a separate, segregated fund, the top ten persons making the largest aggregate contributions to the committee prior to the reporting date.

(3) For incidental committees that are corporations with shareholders, the regularly scheduled report must disclose all expenditures made prior to the reporting date and all shareholders possessing 10% or more of the corporation's stock according to the most recent available data prior to the reporting date."
Renumber: subsequent sections

20. Page 20, following line 28.
Insert: "NEW SECTION. **Section 16. Transparency, reporting, and accountability in campaigns and elections (TRACE) account.** (1) There is a transparency, reporting, and accountability in campaigns and elections account in the state special revenue fund. The amounts recovered and allocated to the commissioner's office pursuant to 13-37-129(1) must be deposited in the account.

(2) Money allocated to the special revenue fund must be used as specified in 13-37-129(2)."
Renumber: subsequent sections

21. Page 26, line 14.
Strike: "13 and"
Following: "14"
Strike: "through 16"

22. Page 26, line 16.
Strike: "13 and"
Following: "14"
Insert: "through 16"

23. Page 26, following line 16.
Insert: "NEW SECTION. **Section 21. Saving clause.** [This act] does not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act]."
Insert: "NEW SECTION. **Section 22. Severability.** If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid

in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."
Renumber: subsequent sections

24. Page 26, line 19.
Strike: "[sections 15 and 16]"
Insert: "[sections 17 and 18]"

Senate recessed at 2:20 p.m. to determine if the correct amendment was under consideration. Senate reconvened at 2:30 p.m.

SB 375 - Senator Essmann made a **substitute motion** that the severability clause (Part 23 of the amendment, new section 22, severability) be segregated for the purposes of voting on the amendment. The substitute motion **failed** as follows:

Yeas: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Lewis, Moore, Murphy, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.
Total 22

Nays: Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Peterson, Phillips, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 28

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 375 - Thereupon, the Senate reverted to the original amendment motion of Senator Peterson which passed as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 31

Nays: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Moore, Priest, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.
Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 375 - Senator Peterson moved **SB 375**, as amended, do pass. Motion carried as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Olson, Peterson, Phillips, Ripley, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Windy Boy.
Total 29

Nays: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Moore, Murphy, Priest, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Wanzenried, Webb, Wittich, Mr. President.
Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Wittich moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Essmann presiding. Chair Sales moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Windy Boy, Wittich.
Total 37

Nays: Arntzen, Boulanger, Brenden, D. Brown, Fielder, Moore, Rosendale, Sales, Sonju, Vincent, Wanzenried, Webb, Mr. President.
Total 13

Absent or not voting: None.
Total 0

Excused: None.
Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 146 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: Larsen.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 162 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Jackson, Jones, Keane, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 37

Nays: Augare, Blewett, Facey, Hamlett, Jent, Jergeson, Kaufmann, Larsen, Malek, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried.
Total 13

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 249, **as amended by the House**, passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson,

Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 323 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 362 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Boulanger, Brenden, T. Brown, Buttrey, Driscoll, Facey, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.
Total 41

Nays: Blewett, D. Brown, Caferro, Fielder, Hamlett, Rosendale, Sales, Van Dyk, Wittich.
Total 9

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 210 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Webb, Windy Boy.
Total 42

Nays: Boulanger, Priest, Sales, Sonju, Vincent, Walker, Wittich, Mr. President.
Total 8

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 203 concurred in as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 37

Nays: Arntzen, Boulanger, Jackson, Moore, Priest, Sales, Sonju, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 13

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 68 concurred in as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll,

Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Webb, Windy Boy.
Total 39

Nays: Arntzen, Barrett Debby, Boulanger, Brenden, Priest, Ripley, Sales, Sonju, Walker, Wittich, Mr. President.
Total 11

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 385 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 47

Nays: Caferro, Kaufmann, Wanzenried.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 352 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 46

Nays: Priest, Sales, Sonju, Vincent.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 459 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Wittich, Mr. President.
Total 42

Nays: Barrett Dick, Caferro, Facey, Kaufmann, Malek, Phillips, Wanzenried, Windy Boy.
Total 8

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 314 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 562 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 24 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Webb, Windy Boy.
Total 43

Nays: Boulanger, Priest, Sales, Sonju, Walker, Wittich, Mr. President.
Total 7

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 38 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich.
Total 49

Nays: Mr. President.

Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 21 passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 195 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich.
Total 49

Nays: Mr. President.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SPECIAL ORDERS OF THE DAY

SR 25 - Senator Arthun moved consideration of **SR 25** be passed for the day. Without objection, so ordered.

On Sunday, March 25, 2013, the Montana Legislature met to recognize and record the passing of former members of the Senate and House of Representatives . Memorials of those members are included in this journal beginning on the following page.

MOTIONS

Senator Ripley moved **SB 280** be re-referred to the Finance and Claims committee. Without objection, so ordered.

Senator Ripley moved **SB 375** be re-referred to the Finance and Claims committee. Following objection from the floor, the motion **failed** as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Jones, Moore, Murphy, Olson, Priest, Rosendale, Sales, Sonju, Taylor, Vincent, Walker, Webb, Wittich, Mr. President.
Total 22

Nays: Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Lewis, Malek, Peterson, Phillips, Ripley, Sesso, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 28

Absent or not voting: None.
Total 0

Excused: None.
Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Wittich moved that the Senate adjourn until 1:00 p.m., Tuesday, March 26, 2013, the sixty-fifth legislative day. Motion carried.

Senate adjourned at 5:18 p.m.

MARILYN MILLER
Secretary of the Senate

JEFF ESSMANN
President of the Senate

BISHOP, ALFRED LEWIS

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA RECORD THE PASSING OF ALFRED LEWIS BISHOP ON JULY 20, 2012.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF EACH FORMER COLLEAGUE BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO THEIR CAREERS ARE HEREBY NOTED:

Alfred Lewis Bishop was born in Laurel, Montana on February 19, 1925 to Rush Floyd and Laura Mae Bishop. He graduated from Laurel High School in 1943, having excelled in football and pheasant hunting. During his senior year at Laurel High, Al enlisted in the Army Air Force as an Aviation Cadet. While in the service, he spent 22 months in Africa, Italy, France and Germany with the 12th Air Force.

In August 1947, Al married Caroline Frankfurth in Great Falls. They had two children, John and Deborah. He received his law degree at the University of Montana Law School and practiced law at the firm of Cline and Hendrickson, which later became Hendrickson and Bishop. He practiced law with his daughter Deborah at Bishop and Bishop until his retirement in 1986. After 43 years of marriage, Al's wife Caroline passed away in 1991. In November 1992, Al married Elayne Cannon of Billings.

In 1977, Al was appointed as a Fish and Game Commissioner, and in 1980 he ran unsuccessfully in the Republican primary for governor of Montana. Six years later, he was elected to the State Senate, a seat he lost after four years but regained four years later.

Al was a hunter, fisherman, photographer, licensed elk guide, backpacker, mountain biker, and rifle and pistol NRA competitor. At age 62 he climbed Granite Peak, the highest mountain in Montana, by himself. He also authored a published novel entitled "Show No Mercy."

Al valued community involvement, was a member of St. Pius Catholic Church, Eagles, American Legion, and several labor unions. He belonged to the Phi Delta Phi legal fraternity, Billings Rod & Gun Club, Montana Wildlife Federation, Yellowstone Rifle Club, Audubon Society, and National Rifle Association. He was a director and vice-president of the Billings YMCA, past president of a Toastmasters, Past Master of Billings Lodge No. 113, A.F. & A.M. of Montana, a member of the Scottish Rite of Freemasonry, and the Al Bedoo Shrine Temple.

Al is survived by his wife, Elayne; his son, John and his wife Sally; his daughter, Deborah; his grandson, Travis and his wife Becky; his great-grandchildren Emilee and Brodie; his sister, Annie Schlesinger; his brother, Pat and wife Lois Bishop; and stepsons Tim and Shawn Cannon and their families.

Regretfully, Al did not receive one of his longtime wishes: to be buried in Butte so he could remain active in politics.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

BOHARSKI, BILL

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SENATE AND THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF BILL BOHARSKI ON OCTOBER 11, 2012 IN KALISPELL, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF BILL BOHARSKI BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Bill Boharski was the sixth of seven children born to George and Margaret Boharski on September 8, 1961 in Chicago. Five years later the family moved to Kalispell, where Bill graduated from Flathead High School in 1979. His life changed forever during his senior year at Montana State University, when a car accident rendered him quadriplegic. After surgery and rehabilitation, Bill graduated from MSU in 1985.

Bill returned to Kalispell in 1986 after a year in California as a mechanical engineer. He co-owned and operated a small business in downtown Kalispell and worked as an engineer at Semitool. In 1988 at the age of 27, William was elected to the Montana House of Representatives. During his years in the Legislature, his mother Margaret worked alongside him as a legislative aide. As a legislator, Rep. Boharski was an early advocate for extending protections to the North Fork of the Flathead River.

After serving five terms in the Montana House of Representatives , Bill shifted his political attention to his hometown of Kalispell. With the desire to make a more direct impact on the community, he was elected mayor of Kalispell, serving from 1998 to 2001. As a member of his community, Bill sang with the Flathead Valleyaires chorus and was an active member of St. Matthew's Parish, serving on the parish council. He also taught at Flathead Valley Community College. Bill said in an interview, "My life is set. I'm in a wheelchair until I die, and I'm generally a pretty happy person about that. I enjoy working on problems, whether it's designing something for Semitool or whether it's finding a better way for the city of Kalispell to work…whichever it might be, that's fun to me."

Bill is survived by his father, George, siblings Eileen, Michael, Jennifer, Lorrie, Steve and his wife April, and David; and by his girlfriend Ione Alcantar. His many nieces and nephews have fond memories of childhood rides on the back of Uncle Bill's wheelchair.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

BUSH, WILLIAM H.

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF WILLIAM H. BUSH ON MARCH 28, 2011 IN POLSON, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE WILLIAM H. BUSH BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

William H. Bush was born in Glendive, Montana on June 27, 1924, to Frank and Ruth Bush. Three years later, the family moved to Milltown.

As a very young man, Bill enlisted in the Marines at the start of World War II. He served in the South Pacific war zone until the end of the war, after which he was honorably and medically discharged.

Bill served as a state legislator during Governor Nutter's term in 1961-1962. In Missoula he worked in the furniture business and real estate. Bill was an enthusiastic hunter and fisherman and remained active in sportsmen's organizations. He was also a lifetime member of the Missoula Elks.

Bill is survived by his daughter, Debbie Anderson; brothers Richard and Gerald; and sisters Mary Beth Hatch and Peggy Timmer.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO

THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

COMBS, PETER T.

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF PETER T. COMBS ON DECEMBER 1, 2012 IN ENNIS, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE PETER COMBS BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Peter was born in 1928 in Santa Ana, California to Walter and Dorothy Combs, as the youngest of three sons. At age 17, Peter joined the Navy. During World War Two and later in the Korean War he served as an engineer on a destroyer in the Pacific. Between wars he earned a degree in civil engineering at the California Maritime Academy. After the Korean War, Peter worked as a civil engineer for Orange County.

In 1950, Peter married Virginia Beardsley and together they had five children. In 1960, Peter and Jinny struck out in grand entrepreneurial fashion to Ennis, Montana, and moved their family to the Diamond J Ranch. Guest ranching was the first, but not the last entrepreneurial endeavor for the Combs family. Peter's impressive resume went on to include cattle ranching, banking, and town grocer.

Peter also dedicated his life to civic pursuits. He was a Shriner, Lion, Mason, and served on numerous community boards in addition to his time in the Montana Legislature. He was particularly dedicated to preserving the beauty and heritage of the downtown of his beloved Ennis. A beautiful park on Main Street bears his name.

Peter's many hobbies included sailing, golf, riding and driving horses, traveling, and photography.

Those that knew Peter will remember him as a man of passion, energy and creativity, with a great sense of style and fondness for bolo ties. He was a wonderful entertainer and story teller.

Peter is survived by his children, Peter Jr., Virginia, Tim and Bruce, 10 grandchildren, and four great-grandchildren.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

DZIVI, DICK

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA RECORD THE PASSING OF DICK DZIVI ON OCTOBER 19, 2012.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF DICK DZIVI BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

On October 19, 2012, Dick Dzivi died from complications of Lewy Body Dementia and other illnesses he had suffered from for a long time. Dick was the much beloved husband of Anita Marie Dzivi.

Dick was born on February 19, 1936, in Kalispell, Montana to Joseph Dzivi and Margaret Lawless Dzivi. He graduated from Flathead High School where he excelled in academics and on the Flathead Braves football team as the middle linebacker. Following graduation from high school, Dick was actively recruited by both Montana State University and the University of Montana. Ultimately, he attended the University of Montana at Missoula where he became their star middle linebacker and was frequently described as a "pillar of strength." Dick earned a bachelor's degree in business with a minor in history. He then enrolled in the law school and graduated second in his law school class just behind his best friend and law partner, William Conklin.

Dick had a colorful career in Montana politics and among his accomplishments he was most proud of serving the State of Montana as the Senate majority leader in 1971. He was well respected by both Democrats and Republicans in the Senate because he was fair and a man of his word. Dick ran unsuccessfully for governor in 1972, but the experience was nonetheless a very good one for him.

Dick had a long career as an attorney practicing all over the state but particularly in Great Falls. Dick enjoyed helping his clients but he hated to charge them anything for his services. He represented many,

many people pro bono because, having grown up poor, he understood the hardships that so many people go through in life. Dick retired from the practice of law in 1999 due to ill health.

In 1991, he married the love of his life, Anita Marie Dzivi. Together they raised Anita's four children. Later, ten grandchildren entered their lives and these grandchildren were the lights of Dick's later years. Dick is survived by his wife, Anita, three children from a previous marriage, namely, Pamela Nelson of Ephrata, Washington, Kathy Thompson of Missoula, Montana, and Bart Dzivi of Sausalito, California; his beloved sisters Delores (Dick) Ellifritz of Oceanside, Washington, Margaret Cramm of Missoula, and a half brother Barney Davidson of Reno, Nevada; his four stepchildren, Eric (Jessica) Wilsey of Great Falls, Brenda (Jason) Nickisch of Great Falls, Diana Wilsey of Missoula, and William Frey of Great Falls; his ten grandchildren with Anita: Jackson, Alyson, Thaeoden, Isaiah, Olivia, Naomi, Hannah, Isaac, Solomon, and Serai; his three grandchildren from a prior marriage: Adam, Rebecca, and Judd; his best friend and law partner, William Conklin of Seattle, Washington; many nieces and nephews and friends whom he loved dearly.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

EMERSON, CASEY

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA RECORD THE PASSING OF CASEY EMERSON ON OCTOBER 30, 2012 IN BOZEMAN, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF EACH FORMER COLLEAGUE BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO THEIR CAREERS ARE HEREBY NOTED:

Casey Emerson was born October 25, 1925 in Devils Lake, North Dakota to Clarence and Anna Emerson. After spending his childhood on a farm in Devils Lake, he went off to Grand Forks to the University of North

Dakota, where he earned a teaching degree. While there, he met and fell in love with Bernice Jorde, with whom he eloped to Minnesota in 1948 after two years of courtship.

Casey began his teaching career in Oregon, where he taught for one year. He and Bernice then moved to Hardin, Montana, where Casey was able to teach and coach. In what would be the first of many entrepreneurial enterprises, they opened a Dairy Queen franchise in Hardin, while adding three children to their family.

In 1960, Casey packed up the family and moved to Bozeman, where he launched a 29-year career teaching math and P.E. in the Bozeman school system, where he later retired. The Emersons added two daughters to the family, and in 1969 Casey earned his Master of Education from Montana State University.

True to his entrepreneurial spirit, Casey created a fundraising business called School Mascots, and in 1978, Casey and Bernice started King Tool, a still thriving hand tool manufacturing company. His creative juices still flowing, he added the Montana Inventors Association to his growing list of startups. In his later years Casey won a seat in the State Senate. Service to others was of utmost importance to Casey.

In addition to coaching, Casey played golf and badminton. He founded the Montana Badminton Association and in later years competed on the national level in badminton, performing at the top of his age bracket in senior events.

In 2005, after 56 years of marriage, Casey suffered an enormous loss when his beloved Bernice passed away. Casey is survived by his sister, Ilene Wilderspin of Michigan; his brother and sister-in-law, Derby and Shirley Emerson of North Dakota; and sister, Maxine of Wyoming; as well as his children: Gary and Cathy Emerson, Steven Emerson, Susan and Terry Melson, and Jeni and Aaron Millikin; seven grandchildren; and seven great-grandchildren.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

FJARE, ORVIN BENOINE

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF ORVIN BENOINE FJARE ON JUNE, 27, 2011 BIG TIMBER, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE ORVIN FJARE BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Orvin Benonie Fjare was born on April 16, 1918, in Big Timber to Oluf B. Fjare and Abigael Hetland Fjare. He weighed 12 pounds, according to a set of fish scales. On June 27, 2011, at 93 years old, he passed away peacefully at home in the arms of his oldest daughter, Gail, with Kitty curled in the crook of his neck.

Orvin grew up on a sheep ranch outside of Melville. He attended Hedley School which was set in their pasture. During recess he herded the sheep back the other direction. He graduated from Sweet Grass County High School in 1937. In 1940, he volunteered in the U.S. Army. He graduated from Officer Candidate School as a Second Lieutenant. During this time, he asked his high school sweetheart, Sigrid Solberg, to marry him and she sent back a telegram that read "Yes!" They were married on Sept. 9, 1942 — a marriage that lasted over 66 years until Sigrid died in March 2009. He piloted B-24 bombers on missions in New Guinea, the Philippines and Okinawa, returning to Big Timber in 1945 as a captain. Orvin became active in many groups: Rod and Gun Club, Lions Club, American Legion, Masonic Lodge, Big Timber School Board, and he was selected as a Jaycees 10 Outstanding Young Men of America. He was persuaded to run for Congress and was elected as a Republican to the 84th Congress (1955-56) from the eastern district of Montana. After election to the state House of Representatives in 1959, Orvin ran unsuccessfully for the U.S. Senate in 1960. He became the state director of Advertising and Travel Promotion, 1962-69, then was appointed the director of FHA/HUD before retiring in 1978 and returning "home" to Big Timber.

Orvin was famous for his one-day family vacations visiting Yellowstone Park, balancing cups of water over cracked doors on April Fool's Day, taking naps anytime, anywhere, in front of anyone, talking without his teeth (to the delight of his grandchildren and chagrin of his wife and children) and smuggling trout from Hooper's ponds to trick others at the Annual Crazy Mountain Bash.

Orvin is survived by his beloved "Kitty!" (formerly known as "Socks" until he found out Bill Clinton had a cat of the same name) and his four children: Gail Fjare and Jon Fjare of Helena, Diane Braughton (Ronnie) of Billings, Nita Wheeler (Steve) of Bozeman and Billings; seven grandchildren: Jami Romney FitzGerald (Clint Romney) of Ninemile, Geoff FitzGerald (Kristi) and Kevin Braughton (Sonja Best) of Hamilton, Curt Braughton (Jenny), Tyler Wheeler of Billings, and Kyle and Abby Wheeler of Bozeman; three great-grandchildren: Kaiden and Kamas Romney (Ninemile) and Tira Braughton (Billings); several nieces and

nephews: Monte (Cheri) Fjare, Mark (Kathryn) Fjare, Heather (Ruth) Fjare, Sharon (Wes) Glover, Wayne (Theresa) Fjare and Jason Fjare. Orvin was preceded in death by his three younger brothers, Kenneth, Harold and David Fjare.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

GWYNN, WILLIAM GUY

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF WILLIAM GUY GWYNN ON APRIL 8, 2012 IN EUREKA, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE WILLIAM GWYNN BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Bill Gwynn, was born March 5, 1927, in Logan County, Ohio to Thurman and Edna Gwynn. When Bill was two and his older brother fourteen, the family strapped the sewing machine to the back of their Model T Ford touring car and drove west, through Yellowstone and Glacier National Parks. They made occasional stops to purchase baseballs for Bill, who was known to pitch a few of them out the side of the Model T. The family eventually settled into Tobacco Valley with Bill's Uncle Guy, on whos birthday he was born.

Like so many of his high school peers, Bill enlisted in the U.S. Navy during World War II, and returned to Eureka to graduate in 1948. He attended college at Centralia, Washington and returned home to his beloved woods. In June 1950, Bill married Edna McKenzie, and together they grew a family and a successful Christmas tree business.

Bill valued community service. During his lifetime, he served as a school board member, mayor and Democrat State Representative in 1975. He also coached Tobacco Valley youngsters in Little League, Babe

Ruth and American Legion baseball. His coaching legacy lives on today in his tips that have been passed on for generations. In the 1950s, he helped organize and played "town team" baseball and basketball. He was a faithful fan of the Lions of Lincoln County High School. He was committed to teaching the young people of his hometown the value of hard work by providing them with jobs. He also taught the importance of honesty, being as good as one's word, and a strong handshake.

Bill developed a fondness for and pride in restoring antique vehicles. He refurbished a car for each daughter and also took great pride in their 1930 Lincoln Limousine, originally a Glacier National Park VIP car. He designed and built a truck camper that has become the source of fond memories of regular camping trips for his family. Bill enjoyed singing to his children and grandchildren, dancing at the local community hall dances, playing cribbage, pinochle and bridge.

Bill is survived by his wife Edna; daughter Cindy and husband Larry Viano; daughter Susie; daughter Shelley and husband Tom Shay; daughter Kelley and husband Terry Comstock; son Cade and wife Samantha; and son Colter and wife Amanda, along with his many grandchildren and great-grandchildren. He also leaves behind his dog Lizzie at the family home.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

HARDING, ETHEL

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF ETHEL HARDING ON FEBRUARY 1, 2013 IN POLSON, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE ETHEL HARDING BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HER CAREER ARE HEREBY NOTED:

Ethel Marie Harding was born in Fishtail, Montana on September 19, 1927, the second daughter of Milton and Marguerite Israel. She was raised on farms west of Billings, and graduated from Billings Senior High. In 1943 she married Warren G. Harding, also from Broadview. After their marriage, Warren was shipped off to the European front in World War II. During the 31 months he was overseas, Ethel finished school and went to California to live with an aunt. While there, she attended business college and worked to save money.

In 1954, Ethel, Warren and their two young children moved to a ranch west of Polson. While ranching, Ethel launched her business career in the Sheriff's Office of Lake County, where she was secretary and deputy sheriff. She moved on to become Deputy Clerk in the Clerk of District Court's office. From there she ran for the job as Lake County Clerk and Recorder and held that office from 1966 until 1984. Ethel became a Montana State Senator from District 25 until leaving office in 1996.

"She was a fine lady, a strong person, just a good all-around person," said former Montana Supreme Court Chief Justice Jean Turnage of Polson, whose decision to run for the high court in 1984 opened the door for Harding to seek what had been Turnage's Senate seat.

In 1974, tragedy struck Ethel's life. Her daughter Lana was murdered. After leaving public office, Ethel's energies turned to the development of a children's ministry in Lake County. This ministry has grown and expanded through the years, and has impacted the lives of countless children, young people and their families.

Ethel is survived by her son and daughter-in-law, Greg and Kim Harding; grandchildren, Jayme and Keegan Lenker, Tyler and Katie Harding, Jenna Harding, and Trenton Harding; great-grandchildren; three sisters, and numerous and beloved nieces, nephews, aunts, uncles, cousins, and friends.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

HAYNE, HARRIET ANN DANIELSEN

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF HARRIET ANN DANIELSEN HAYNE ON FEBRUARY 13, 2012 IN CONRAD, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE HARRIET HAYNE BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HER CAREER ARE HEREBY NOTED:

Harriet Ann Danielsen was born at home on September 11, 1922, on Puget Island, Washington, the seventh child of Angeline and Albert Danielsen. After graduating from Wahkiakum County High School, she attended Heald College in San Francisco. In 1943 she enlisted in the newly established U.S. Marine Corps Women's Reserve and was part of the second boot camp trained at Hunter College in New York City. Stationed in San Francisco, she met U.S. Navy officer Jack Hayne. When their service ended in April 1946 Jack and Harriet married in New Orleans.

With the benefit of the G.I. Bill, Harriet and Jack attended Washington State College. In 1953 they moved their new family to a ranch in Dupuyer. Harriet led a busy, industrious life as a ranch wife and mother of four children.

For 58 years Harriet served as an active member of her community and state. She worked for the Republican Party and represented her district in the Montana House of Representatives for 20 years, often assigned to chair number one in the chamber. Through the years she participated in the Dupuyer Women's and Community Clubs, Dupuyer community plays, Girl Scouts, 4-H, American Legion Auxiliary, Cowbelles, and Agriculture in Montana Schools. Harriet was a Girls State counselor for 12 years. She sang in the choir of the Valier Lutheran Church and provided music for weddings and funerals. Harriet was known for boundless enthusiasm and wholehearted effort in all her endeavors.

In 1997 the Montana National Guard Association and the Enlisted Association of the National Guard of Montana honored one legislator for their support of veteran and military issues. Harriet became the first recipient of this award, known as the Colonel Harry C. Kessler “First Montana Volunteer” Award. She was honored, not only for her support for the Montana National Guard and veterans, but also for her status as the only female veteran in the 55th Legislative Session.

Harriet is survived by Jack, her husband of 65 years, daughter Mary and her husband David Tonkovich; son John and wife Leanne Hayne; daughter Ali and husband Robert Newkirk; and daughter Nancy and her husband Dennis Williams; her sister-in-law, Suzi and husband Jim Vander Stoep, as well as many grandchildren, nieces, nephews, great-grandchildren and friends.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

HERTEL, JOHN RAYMOND

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF JOHN RAYMOND HERTEL ON AUGUST 11, 2012 IN LEWISTOWN, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE JOHN RAYMOND HERTEL BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

John was born May 9, 1940, in Lewistown, Montana, to Wilmer and Margaret Hertel. He attended grade school at the Trout Creek School and graduated from Moore High School in 1958. He graduated from Rocky Mountain College with a degree in biology and physical education. In September 1959, John married Dixie Campbell. They had three children, Karen, Steven and Tawnia.

John taught school in Moore and Denton for a total of eleven years. In addition to teaching, he coached basketball, football and track. As boy's basketball coach in Denton, he earned the distinct honor of leading the first and only team since to the State Tournament in 1970. In 1973, John and his family moved back to the Hertel Ranch south of Moore, where John farmed and ranched with his father and, later, his son.

John was involved with community activities and organizations. He served on a number of boards and was a 4-H leader, a member of the United Methodist Church in Moore and the Judith Masonic Lodge. John was elected to the Montana State Senate for two consecutive terms and proudly served for eight years, where he chaired the Business and Industry Committee and was vice chairman of the Education Committee. Other committees he sat on include Fish Wildlife & Parks, Local Government, State Administration, and the Private Lands Public Wildlife Council.

John was a hard-working man, dedicated to his family and to his beloved ranch. Being a part of the lives of his children and grandchildren was important to him. He enjoyed hiking, camping and all kinds of music. He is remembered as a man of wisdom, thoughtfulness, humor and hard work.

John is survived by his wife of 53 years, Dixie; children, Karen and Bruce Barta, Steve Hertel and Denise Chrest, Tawnia and Heath Gerber; grandchildren, Timothy and Kassie Barta, Richelle and Shayna Hertel, and Autumn Gerber; sisters, Margaret Witzel, Jean and Harry Strong; cousins, nieces, nephews and his many friends.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

HOCKETT, ROBERT GEORGE

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF ROBERT GEORGE HOCKETT ON MAY 7, 2009 IN HAVRE, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE ROBERT HOCKETT BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Robert was the oldest of three sons, born September 12, 1925 on the family homestead, southwest of Havre, to George and Sophia Hockett. He attended a one-room country school near the farm before moving up to Havre High School, where he graduated in 1943. He worked for Great Northern Railroad for one year before being drafted into the army, where he served as an MP in Puerto Rico.

After his service, he returned to the railroad in Havre, and then attended college at MSU Bozeman, where he graduated with a degree in Agriculture Education in 1951. After graduation, he returned home to run the farm, in addition to working for the Soil Conservation Service, and later as a surveyor for Hill County.

He then began an extended career teaching mathematics, auto and diesel mechanics and welding at Northern Montana College. In 1967 Bob earned his Master's Degree in Industrial Arts at Oregon State University. It seems he could not stay away from Havre for long, for he returned to Northern Montana College until his retirement, by this time as Dean of the Vo-tech Division. Bob continued his affiliation with the college with part-time work for their Foundation for six years. Not one to be idle, Bob also carried on farming full time with his son Jeffry.

Bob was a state senator from 1991 to 1994. He was active in numerous organizations and served on several boards, including Farmers Grain Exchange, Soil and Water Conservation, and Northern Montana Hospital. In 2003, Bob was honored to become the recipient of Ag Leader of the Year. He was a lifelong member of First Lutheran Church and is known for his particular dedication as ice cream server at the church's lutefisk dinners. Education was highly valued by Bob, and he was proud that all five of his children graduated from college.

Bob is survived by his first wife Voila Joyce, second wife Jessie, and five children: Melanie and Joe Ruby; Lorrie Hockett; Jeffry and Kayleen Hockett; Kathie and Abdul Kadri; Sherrie and Wayne Hockett; His grandchildren: Greg Strandberg; Shayne Guttery; Michele Hockett; Zane and Lacey Gibbons; and his brothers: Roy Hockett and Eugene Hockett.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIFTY-SIXTH LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

JONES, DAPHNE BUGBEE

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA RECORD THE PASSING OF DAPHNE BUGBEE JONES ON FEBRUARY 18, 2012 IN MISSOULA, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF DAPHNE JONES BE

FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HER CAREER ARE HEREBY NOTED:

Daphne Bugbee Jones was born on July 21, 1921, in Pensacola, Florida, to Lt. Robert and Barbara Eaches. Daphne began school in southern France, and continued her elementary and secondary education in California at the Howard School in Montecito and Bishop's School in La Jolla. She entered Mills College in 1940 and transferred to Bennington College one year later.

With the eruption of World War II, Daphne enlisted in the U.S. Navy as a WAVE, and was stationed in San Francisco. As a lieutenant, she was assigned to the Patrol Force on Treasure Island, where she worked for three years coding and decoding secrets and confidential messages for the Patrol Force that protected the larger San Francisco area. After the war Daphne carried on her education at Harvard's School of Design, where she earned a master's degree in architecture. While at Harvard, Daphne met Henry Bugbee, whom she married in 1948. Ten years later they moved to Missoula where Henry taught at the university and Daphne became immersed in politics and architectural design. The two later divorced.

Daphne became a full-time legislative lobbyist in Helena for the League of Women Voters of Montana, advocating for major governmental reforms. She worked on efforts to pass the state's first minimum wage in 1971. She was elected as one of eight delegates from Missoula County to be sent to the Montana Constitutional Convention. Later, Daphne was called to serve briefly in the Montana Legislature to fill a vacancy.

In 1980, Daphne married Dr. Wendell Jones. Before his death in 1998, they spent their years together traveling, golfing and enjoying time with friends.

Daphne is survived by her son, Henry (Taj) and his wife Kim; her daughter, Barbara Heavy Runner; four grandchildren, Dylan Bugbee, Olivia Bugbee Bucks, Danny Nisbet, Eugene Heavy Runner; one great-grandchild, Elliott Bucks; six stepchildren, Ann Berkley, Joan Bugbee Jackson, Bruce Bugbee, Mary Ann Jones, Sarah Jones, David Jones; and five step-grandchildren.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE

MONTANA HISTORICAL SOCIETY.

KESSNER, JACK E.

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF JACK E. KESSNER ON SEPTEMBER 21, 2011 IN GREAT FALLS, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE JACK E. KESSNER BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Jack was born in Great Falls, Montana on October 26, 1929, to William and Audrey Kessner. He grew up on a ranch in Brigham Coulee near Raynesford and graduated from Belt Valley High School. He attended Montana State College in Bozeman for two years and graduated from Kinman Business University in Spokane, Washington. He worked as bookkeeper for Sherwin-Williams before starting his own business, Jack Kessner Builders.

Jack married Verna Johns in 1955 and they had two children, Kurt and Kari. A year later, he and his brother William, along with Horace-McGinty, began development of Riverview in Great Falls. In 1973 and 1974 he served as a State Representative in the Montana State Legislature. Then in 1982, after building more than 600 houses, Jack retired.

Jack had a great love of trap shooting. He shot on the state team, sat on the State Trap Shooting Board and was instrumental in building the Great Falls Trap Club, where he served as president. He loved his family, and enjoyed skiing, good food, gun collecting, traveling, morning coffee with friends, having Friday beers and cooking corned beef and cabbage for 70 of his closest friends on St. Patrick's Day.

Jack is survived by his son, Kurt and wife, Laurie Kessner; daughter Kari and husband Mike Tierney; and grandchildren Halsey and Brit Kessner and Hannah, Jack, Bridget and Maegan Tierney.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE

SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

LOWE, WILLIAM R.

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA RECORD THE PASSING OF WILLIAM R. LOWE, SR. ON SEPTEMBER 2, 2006.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF WILLIAM R. LOWE SR. BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

William R. "Bill" Lowe, Sr. died September 2, 2006, from complications of a fall and head injury. Born in Glendive on February 21, 1915, to Ray and Francis Lowe, he grew up with his older sister Ruth, and graduated from Dawson County High School in 1933. He went to De Pau University on a scholarship and became a member of Delta Tau Delta fraternity. He transferred to the University of Minnesota and earned a degree in Civil Engineering.

Bill was musically gifted. He learned to play the saxophone as a young boy and played a saxophone solo with the John Phillip Sousa Band at age 5 when it toured through eastern Montana in 1920. Bill enjoyed playing the piano his entire life, playing in church as a young boy, in a dance band in college, every Wednesday at the Mission Ridge Vespers services, and at any other suitable occasion. Bill played the piano by ear with expertise up until the last two weeks of his life.

Bill literally married the girl next door, Ruth Constance Westrum, in June of 1939; they stayed happily married for the next 67 years. When the U.S. entered World War II, Bill enlisted in the Navy, leaving behind his young, pregnant wife and 2-year-old daughter. He served in the Seabees and spent the war years carving out runways and building support facilities for the war effort in the jungles of the Philippines and New Guinea. With the end of the war, Bill returned to his young family, which now included a 6-year-old daughter, Pamela, and a 4-year-old son, Jim. He had the opportunity to go into the construction business and became a partner in Riedesel Construction. Over the years, the company transitioned and eventually became Lowe Construction. A private plane pilot, he served on the airport commission and was instrumental in keeping Logan Field at its present location when it might have been moved to Broadview. Bill was a Senator from Yellowstone County in the 1970's. He was a founding member of ZooMontana.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

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BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE FIFTY-SIXTH LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

MAZUREK, JOE

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF JOE MAZUREK ON AUGUST 28, 2012 IN HELENA, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE JOE MAZUREK BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Joe was born July 27, 1948, in San Diego to Priscilla and Thomas Mazurek. Nine months later, his family relocated to Helena, where he graduated from Helena High School in 1966 after serving as student body president. Joe attended the University of Montana, and upon graduating, he married Patty, his high school sweetheart, in 1970. For the next two years he served his country as a First Lieutenant in the United States Army. He then returned to the University of Montana, where he graduated from the School of Law in 1975. He went on to practice law in Helena until 1992, during which time he served three consecutive terms in the Montana State Senate, serving as Senate President and chairman of the Judiciary Committee. In 1992 he was elected as Montana's Attorney General, a position he held until 2000.

Throughout his professional and political career, Joe was known for his integrity, honesty and respect for ethics. He was a unifying leader and bridge-builder. He was an extraordinary political leader revered for working across party lines to advance the best interests of the people of Montana. As a point of pride for Joe, he worked to pass spending increases for K-12 and higher education while in the Senate, led the state's involvement with the FBI to bring the Freemen standoff in eastern Montana to a peaceful conclusion, secured Montana's settlement against the tobacco companies and argued successfully before the U.S. Supreme Court as Attorney General. He was a commissioner of the National Uniform State Law Commission

from 1984 and was designated a "life member."

Joe was recognized for his exceptional accomplishments and service when he received the University of Montana Distinguished Alumni Award in 2010. Despite his own humility, he was praised as a man of distinction, honor and decency. Joe was deeply committed to his family and guided his sons to "work hard and make your family a good name."

Joe is survived by his wife, Patty Mazurek; sons, Tom and wife Kathryn Mazurek, Jeff and wife Danielle Mazurek and Dan Mazurek; and siblings, Byron, Charles, Bill, David, Sonia and Nancy Mazurek, as well as two grandchildren.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

McKEON, JOHN LUKE

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF JOHN LUKE MCKEON ON DECEMBER 2, 2011 IN ANACONDA, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE LUKE MCKEON BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

John (Luke) McKeon was born October 6, 1925, to Michael and Mary McKeon. Like all Anaconda natives, he was raised in the shadow of the stack. He lived most of his life a few blocks from his original family home. As part of the "Greatest Generation," his early life was shaped by the Depression, school, religion, sports, and World War II. He graduated from St. Peter's High School and then enlisted in the Coast Guard from 1943 to 1946. Luke saw action fighting in the Aleutian Islands. While in combat, Luke was shot and took great pride in his status as a Disabled American Veteran.

After the Armistice, Luke returned to Anaconda where he married Margie Eklund and from that union four children were born. They later divorced. With the help of the GI Bill, Luke completed an undergraduate degree in two years, and earned a law degree two years later. While working in Helena in the attorney general's office, he met Harry Truman and rode the train with him on the famous Truman whistle stop-tour through Montana.

After a time in Helena, Luke returned to Anaconda and started a small private law practice. He ran for county attorney and served one term. With politics in his blood, Luke ran for and won a seat in the Montana Senate. He was appointed chairman of the Senate Judiciary Committee, a position he held for a number of terms. In 1964, he ran for lieutenant governor and took second in a field of six Democrats in the primary. With three other individuals, Luke contributed his legal and political talents so that financing was secured for the development of Fairmont Hot Springs. He served on the Anaconda-Deer Lodge Council of Commissioners, was a past post commander of the Veterans of Foreign Wars, a member of the Ancient Order of Hibernians and Knights of Columbus, was appointed a member of the Commission of Post Secondary Education by Gov. Thomas Judge, and served on the Anaconda school board.

Luke spent the rest of his life practicing law. He devoted a large amount of his time to helping friends and others without charging a fee, winning the admiration of local people.

In 1987, Luke and Ellen McCarthy married. Luke is survived by, Ellen; sons, Mick and Carol McKeon; Tim and Helen McKeon; daughter, Michele and Paul McCann; a brother; seven grandchildren, a great-grandchild; brothers-in-law and sisters-in-law; numerous nieces and nephews; and his loyal dog, Buddy.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

McLANE, HARRY

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF HARRY MCLANE ON MAY 24, 2011 IN MESA, ARIZONA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE HARRY MCLANE BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Harry H. McLane was born August 22, 1925 in Minot, North Dakota, son of Kenneth and Muriel McLane. He attended school in Minot, joined the ROTC and after graduation attended the University of Kansas. During this time, he found himself serving in World War II in the 342nd, 86th (Black Hawk) Infantry Division of the U.S. Army. Toward the end of the war, while serving in Europe, Harry was captured and held prisoner until the war ended. Having survived his captivity, he arrived safely back on his home soil and enrolled in optometry school in Chicago. Upon graduation, he practiced one year before opening an office in Laurel, Montana, where he spent the next 35 years.

In 1951, Harry married Jean Baird and adopted her son. Harry was very active in his community, with memberships in the Laurel Chamber, Masonic Lodge, Al Bedoo Shrine, American Legion, Kiwanis, Rotary, V.F.W. and Elks Club. After retirement he ran for the Montana State Senate and served two sessions before moving south to Arizona.

Harry is survived by his wife Jean, son Norman and wife Kathy McLane, daughter Shannon and husband Gary Brown, a granddaughter, two great-grandchildren, a sister, and numerous nieces and nephews.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

McNAMER, BILL

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF BILL MCNAMER ON MAY 16, 2011 IN BILLINGS, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE BILL MCNAMER BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

William McNamer was born in Shelby, Montana on October 19, 1928, the youngest child of Bruce and Lucy McNamer. He attended college at the University of Montana and Gonzaga University, earning a law degree in 1955. Bill served in the Korean War as an infantry platoon officer. Upon his return to Montana, he moved to Billings, where he practiced law for close to 50 years, and served the State of Montana as a Republican in both the House of Representatives and the State Senate.

Bill met Elizabeth Forster on a ski trip to Aspen in 1961, and they were married in May of that year. He is survived by Elizabeth and five children: Bruce, Sarah, Bridget, Amy and Deirdre; and eight grandchildren.

Bill was active in many community organizations including the Republican Party, Billings Symphony, Community Concert, YMCA, and St. Patrick's Church. He serves as special advisory to Bishop Milone and received the Frank Haswell Award for outstanding article on "Defending a Legal Malpractice Action" in 1991. He was a loving, kind husband, father and friend.

Bill loved his family and was devoted to them. His other great passions were singing, his Catholic faith, and service - he was in every way a "Man for Others." His hobbies included fishing, the melodeon and tennis.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

MULAR, JAMES

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF JAMES MULAR ON NOVEMBER 6, 2010 IN BUTTE, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE JAMES MULAR BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

James Mular was born October 23, 1929, the oldest of six children to Harry and Lena Mular. In 1945 he left high school to join the Marines, where he served our country for seven years in Korea during World War II. After returning from his service in 1952, Jim attended college in Dillon. While there, he met Florence Johnson, and in 1954 they were married. They raised their only son, Mark, until his untimely death in 1978.

While working for the Northern Pacific Railway, Jim undertook the LaSalle Home Law Course and used his newfound knowledge to become elected to the Montana State Legislature. During his time as a lobbyist for the Transportation Communication Union, Jim was involved in setting up an aid relief center for the striking miners by asking ranchers and farmers to donate beef and potatoes to their families. He also asked local merchants to donate shoes for the children. He is remembered for his humility in helping others.

Jim is survived by his wife, Toni; brothers, Andy and Ruby Mular, and Harry and DeeDee Mular; sister Zana and Skip Ankeny; sister-in-law, Gertrude Mular; brother-in-law, Jim Hayden; and many nieces, whom he always treated as if they were his own daughters.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

NEFZGER, DONALD DEANE

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF DONALD DEANE NEFZGER ON DECEMBER 31, 2005 IN GLENDIVE, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE DONALD NEFZGER BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

On November 5, 1921, Donald Deane Nefzger was the ninth child born to Charles and Catherine Nefzger at their farm near Vida, the town his grandfather had founded in 1910. He attended grade school at the Wolf Creek School, on property donated to the school by his father. He graduated from Wolf Point High School in 1941 and enlisted in the Army Air Force shortly after the Japanese attacked Pearl Harbor, where his brother was stationed. He was very proud of his service to his country as an Airplane Maintenance Technician on B-25 bombers with the 82nd Bombardment Squadron. He served under Generals Patton and Montgomery in North Africa, Sicily, Italy, India and Burma. Having circled the world in his travels, he returned to Vida on his father's birthday in May of 1945. He chronicled his travels in his book "Around the World the Hard Way," which was very popular with his large extended family.

In 1946 Donald purchased his first three-quarter section of land from his uncle. Fifty-five years later, in 2001, he left the land on which he had lived, just one-half mile from the place of his birth, to retire to Glendive.

In September of 1950, Donald married Anna Schlenker, and together with their three children they farmed several sections of wheat, barley and safflower, and ran a few head of cattle. Donald loved farming and watching crops grow. When he wasn't fixing something on the farm with his trusty pliers and bailing wire, he might be found reading westerns or watching his sons play baseball, basketball and football. He was a spectacular storyteller, reminiscing with great humor about his childhood during the homestead days.

Donald served in the Montana State Legislature as a representative from McCone County from 1965 to 1966. He was active in the Veterans of Foreign Wars Post 4813, advancing through local, district and state posts. He served as State Commander from 1972 to 1973 and later as National Judge Advocate. He was also a member of the Wolf Creek School Board and Wolf Point Elks Lodge.

He is survived by his wife Anna and three children, Dan Nefzger, Deanna and Craig Hostetler, and Darrell and Patti Nefzger; one sister, Fern Garding; a brother, Bob Nefzger; brothers-in-law, Ray Miller and Kermit Tjon; and many nieces and nephews.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE

OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

NELSON, RICHARD

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF RICHARD NELSON ON FEBRUARY 16, 2012 IN KALISPELL, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE RICHARD NELSON BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Richard Morton Nelson was born in Denver, Colorado on November 19, 1925, to Alfred and Marion Nelson. He graduated from Denver University in 1944, obtained a master's degree from Montana State University and earned his library endorsement. He taught physics, chemistry, and algebra for 35 years until he retired from teaching in 1984. One year later, he was elected to the Montana State Legislature, where he served three terms.

In 1956, Dick married Alice Curry in Hope, North Dakota, and together they had a son.

Dick was on the Kalispell Parking Commission, a member of Lodge 42 of Kalispell, a Master Mason, and an advisor for DeMolay for 14 years.

Dick is survived by his wife, Alice, and son, Douglas G. Nelson; grandson, Douglas J. Nelson and wife, Karen; sister, Carolyn Fenner, and husband James; and great-grandchildren, Caleb Mouw, Sarah and Peter Nelson.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

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THEIR GREAT AND IRREPARABLE LOSS;

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NICHOLS, NORRIS

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF NORRIS NICHOLS ON JUNE 22, 2011 IN STEVENSVILLE, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE NORRIS NICHOLS BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Norris Nichols was born in Stevensville on November 11, 1913, the son of Homer and Verda Nichols. He attended Stevensville schools and graduated in 1932. Two years later, he married Virginia Strange. They farmed and ranched in the Etna area of the Bitterroot Valley for 59 years. He was a member of the Western Montana Sugar Beet Growers Association, serving as president of the National Beet Growers Association in 1963. He was also one of the original members of the Etna Rural Fire District and served as a trustee for the Etna elementary school district. He was a member of the Victor Masonic Lodge No. 43 and the Baghdad Shriners of Butte.

In 1954, Norris was elected to the Montana House of Representatives, where he represented Ravalli County for 20 years. For five sessions, he served as chairman of the Appropriations Committee. After 20 years and ten sessions, he hung up his political hat and went to work for the Montana Department of Revenue. After eighteen years there, he retired with his wife Virginia in Helena in 1991. He spent his last year of life back in Stevensville, having lost his beloved wife of 62 years in 1997.

Norris is survived by sons, Gib and Sally Nichols, Ben Nichols and special friend, Sabre Jensen; daughter, Karyl and Charles Arndt, brother, Rex and Bonnie Nichols; four grandchildren, and nine great-grandchildren.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN

THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

O'HAIR, ALLYN W.

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF ALLYN W. O'HAIR ON APRIL 7, 2007 IN LIVINGSTON, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE ALLYN O'HAIR BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Allyn was born November 18, 1910 in Dickinson, North Dakota, to James and Adeline O'Hair. As a young boy, his family moved to Terry, then to Minnesota. After completing his schooling, he found work wrangling wild horses and working on threshing crews in eastern Montana. During the Great Depression, Allyn joined the thousands of young men who rode the rails throughout the country in search of work, earning money to send back to their families.

In 1931 his travels landed him in Livingston, where he went to work on the Paul Armstrong Ranch south of town. It turned out that Mr. Armstrong had a daughter named Agnes, and in March of 1936 a wedding was celebrated on the ranch. Together, Allyn and Agnes assumed the management of the ranch and went on to have four children. Years later, in the 1970s, they established Armstrong's Spring Creek and for the next thirty years welcomed sport fishermen onto one of the finest spring creeks in the world.

Over the course of his many years in Park County, Allyn was active in a number of civic organizations and offices. He was past president of the Park County Pioneer Society, member of Livingston Rotary Club, chairman of the Park Branch Canal Association, member of Richland school board, Park County planning board, a director of the Park County Conservation District, member of the American Hereford Association, 4-H leader, and served two terms in the Montana Legislature.

Allyn is survived by two sons, Jerry and Virginia O'Hair; Andy and Karen O'Hair; two daughters, Mary and Russ Dolven; Bonnie and Jim Francis; a brother, Wally and Virginia O'Hara; six grandchildren, 12 great-grandchildren, and numerous nieces and nephews.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

O'NEIL, CARLE

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF CARLE O'NEIL ON JANUARY 31, 2013 IN KALISPELL, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE CARLE O'NEIL BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Carle Francis O'Neil was born in Kalispell to Clinton and Emma O'Neil on June 17, 1920, the youngest of four surviving children. He attended the West Side School and Flathead High School, and then went on to Carleton College, where he graduated with distinction in 1943.

During World War II he enlisted in the Navy and served in Hawaii, then as a Lieutenant Junior Grade ship's officer in the South Pacific. After the war he returned to Montana, where he earned a masters degree in history at the University of Montana. He returned to Kalispell as the juvenile probation officer and served as a State Representative of Flathead County in the Montana Legislature. Later, at the University of California he obtained a Master of Social Work degree with a criminology emphasis.

In 1962, while directing the Eldora State Training School for Boys in Eldora, Iowa, Carle married Joyce Rowland and adopted her two children.

Upon retirement in 1973, Carle returned to the Flathead Valley and became a partner in Western Building Center. He was a member of the Montana Board of Public Welfare and served seven years as chairman of the Juvenile Justice Advisory Council of the State Crime Commission. He and Joyce moved to Washington, D.C. for several years, where Carle directed a project of the National Organization for Social Responsibility.

When they again returned to the Flathead, Carle's interest in history launched him into a decade of writing and publishing books relating the history of the Flathead Valley, as well as a book of Flathead National Guardsmen's World War II survival stories.

Carle is survived by his daughter, Anne Brown; two nieces, four nephews, members of Joyce's family and numerous other cousins, nieces and nephews.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

PECK, RAYMOND LESTER

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF RAYMOND LESTER PECK ON MAY 27, 2011 IN HELENA, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE RAYMOND PECK BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Ray was born in Whitefish on June 23, 1926, to Pearl and Asa Peck, one of 14 children. After high school, he served as a tail gunner in the Army Air Force during World War II. After the war, Ray began his career as an elementary teacher in Gildford, and then moved to Harlem, where he taught and coached on the Fort Belknap Reservation. In 1951, he coached Harlem to a state championship in six-man football and stayed in touch with the members of that team all his life. His career took him to schools in Hingham and Big Sandy, then to the College of Professional Schools Office at Montana State University. He went north to teach at Northern Montana College and finally to the administrative offices of Havre Public Schools.

In 1947 Ray married Ilse Sonnek in West Germany and they had six children. They later divorced after 27 years of marriage. In 1975, Ray married Betty Collins and added her four children to the family. With

encouragement from his wife Betty, Ray ran for public office and was elected to the Montana House of Representatives in 1983, where he represented Havre for the next 18 years. During that time he was known as a knowledgeable and ferocious advocate for K-12 public education. In 1995 he was elected House minority leader and was the recipient of numerous local, state and national awards.

After leaving office in 2001, he stayed very active in politics. He worked with the Democratic Caucus in the Montana Senate, lobbied to abolish the death penalty in Montana, and provided counseling and support to combat veterans in the Vet2Vet program at Fort Harrison until his death.

Ray is survived by his partner, Annabelle Richards; three children; four stepchildren; two sisters; a brother; 23 grandchildren; and numerous great-grandchildren.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

PINSONEAULT, RICHARD

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF RICHARD PINSONEAULT ON DECEMBER 14, 2012 IN NAVARRE, FLORIDA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE DICK PINSONEAULT BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Richard was born in St. Ignatius on October 15, 1929, to Gustav and Bertha Pinsoneault. He graduated from St. Ignatius High School, then attended the University of Montana, where he was a walk-on for the football team. He graduated in 1953 with a degree in physical education and promptly entered the U.S. Air Force. It was during this time that he met Marilyn Carlisle, and they were married in 1955. Mary and Dick traveled around the country and overseas to Johnson Air Force Base in Japan, where Dick played on what would

become the base's Far East Championship Football team. In 1957, he left the Air Force to return to the University of Montana, where he earned a law degree.

Dick entered the Naval Judge Advocate General Corps and proudly served on duty stations in Illinois, Rhode Island, Puerto Rico, and Seattle, until his retirement in 1980. While serving our military, he received two National Defense Service Medals, a Navy Commendation Medal and a Navy Expert Pistol Shot Medal. After retiring, he returned to the family ranch outside of St. Ignatius, where he practiced law until 1992.

During these years, Dick served two terms in the Montana Senate, and was chairman of the Senate Judiciary in his final term.

Dick valued education, his Catholic faith, supported the St. Ignatius Mission school and church, and enjoyed his life on the ranch.

Dick is survived by his wife Marilyn; daughters, Tammie White, Michelle and Don Vipperman; sons, Michael and Patricia, and Thomas and Brenda; and grandsons. He is also survived by two sisters, a brother, and a large extended family and circle of friends to whom he was fondly known as "Pop."

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

ROBBINS, HERSHEL

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF HERSHEL ROBBINS ON JUNE 21, 2012 IN ROUNDUP, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE HERSHEL ROBBINS BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Hershel Matthew Robbins was born December 24, 1922, in the small town of Luling, Texas, to Matthew and Margaret Robbins. A few years later, his family moved to Austin, where he was raised and attended school. In 1940, at the age of 17 and with his mother's permission, he joined the U.S. Navy. He was stationed on Ford Island in Honolulu, Hawaii, a year later and became a witness to the attack on Pearl Harbor by Japanese armed forces. He remained in the Navy throughout the rest of the war, serving on several Navy vessels.

In 1943, Hershel met Audrey Catherine Rae in San Francisco. They were married one year later on St. Patrick's Day 1944. In 1945 he was discharged from the Navy and the newlyweds returned to Texas and settled in Austin. After their first daughter was born a year later, they vacationed in Audrey's home state of Montana, and decided to relocate their family to her hometown of Roundup. Over the next 21 years they added six more daughters to the family while Hershel worked in the oil fields, at a local gas station and lumberyard, then as a Darigold milk distributor in Roundup. He ended up purchasing Lind's Dairy in 1974, which has been renamed and passed down through generations of family members.

Hershel was civic-minded and politically active on a local, county, and state level. He was elected as an alderman to the Roundup City Council for four years and then as mayor of Roundup for eight years. He was elected to the Montana State Legislature in 1968 and served in the House of Representatives for five sessions. He also served one year as a Montana State Senator when he was appointed to fill out the remainder of a vacant seat. Hershel was then elected as a Musselshell County commissioner in 1980 and served for eight years. That same year, he was appointed by the governor to serve on the Montana State Coal Board. He was elected chairman of the board and served until 1989. He continued to be active in government as a lobbyist, representing Roundup and Musselshell County in the Montana Legislature in Helena.

Hershel also remained active in the military, serving in the National Guard and as commander of the local unit. He was a member of the Chamber of Commerce, Rotary Club and on local hospital and cemetery boards.

Hershel had a deep love for God, his family and his country. He enjoyed family holidays and events, sipping a cold drink on his porch, a good game of poker with the boys of the family, and giving away the Kennedy half-dollars he collected to children. Hershel is survived by his seven daughters; numerous grandchildren and great-grandchildren, a sister and countless other family and dear friends.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN

THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

ROSELL, ANTOINETTE

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF ANTOINETTE ROSELL ON APRIL 18, 2011 IN BILLINGS, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE TONI FRASER ROSELL BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HER CAREER ARE HEREBY NOTED:

Marie Antoinette was born on September 18, 1926 in Princeton, Illinois, to Robert and Rosabel Fraser. The family moved to Billings, and Toni graduated from Billings Senior High in 1944. Four years later, she graduated from the University of Montana with a degree in psychology, and then continued her education at Columbia University Teacher's College in New York, where she earned her master's degree in student personnel administration in 1952. Her long career included an assortment of educational counseling and administrative positions on both college and secondary school levels.

In 1957 Toni became the first woman elected to the Montana House of Representatives from Yellowstone County and the only woman in the House at that time. She went on to serve three terms in the Montana House of Representatives. When she married Earl Rosell, who provided support and encouragement for her political ambitions, she made the Rose her political logo. In 1959 their daughter was born. Not quite ready to conclude her career in public service, in 1967 Toni won her first of four terms in the State Senate. She worked tirelessly for women's rights and for Montana's ratification of the Equal Rights Amendment to the U.S. Constitution. In 1975 she put another crack in the proverbial glass ceiling when she became the first woman elected to a position of leadership in either House, as Senate Minority Whip. One year later, she was honored by an appointment to the National Advisory Council on Economic Opportunity by President Gerald Ford.

Through the years Toni was involved in supporting and engaging in organizations, as well as serving on boards too numerous to name. Toni always made time for family and friends, and she and her husband shared a deep love for Native culture and traditions. She is remembered for her "boundless energy and

generosity, her positivity and wit, and her abiding faith in our ability to change for the better."

She is survived by her daughter and son-in-law, René and Richard Yarbrough and their children, Jordan, Shelby, and Hayden; by her stepdaughter Erleen "Tami" Rosell and her children Rebecca, Christie, and Matheu, and granddaughter Victoria; by her step-granddaughter Sarah; by her siblings Susie Kurth, Carol Fraser and Robert Fraser; and by numerous nieces, nephews and dear friends.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

SCHEPENS, FRED

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF FRED SCHEPENS ON SEPTEMBER 15, 2012 IN GLENDIVE, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE FRED SCHEPENS BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Fred Schepens was born on October 23, 1921, in Glendive, a son of John and Ernstena Mae Schepens. He was raised and educated in Glendive, and graduated from Dawson County High School in 1939. In 1943 he enlisted in the Air Force and served in North Africa and Italy during World War II. He was honorably discharged from military service in 1948, after which he returned to Glendive to farm, ranch, and operate a local store. Fred served as Dawson County Sheriff, Justice of the Peace and Postmaster for 18 years.

In 1950 Fred met and married Edith Mae Bennett, and they raised their three children in Glendive. Fred was a member of the American Legion Club, Veterans of Foreign Wars post number 1125, Knights of Columbus, State Credit Union Board, and the Glendive School Board. He was also active in the Boy Scout Regional Board; was Local President and State Governor of the Kiwanis Club, and as a race horse owner, Fred was President of the Montana Breeders Association. Fred served in the Montana House of Representatives in 1962 and 1964.

Fred is survived by his wife, Edith; children, Bennett and Dona Schepens, William and Linda Schepens, and Bonita and Brent Larson; five grandchildren, two siblings, and numerous nieces and nephews.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

SMEDING, SAMUEL A.

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF SAMUEL A. SMEDING ON APRIL 9, 2002 IN BIG TIMBER, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE SAMUEL SMEDING BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Samuel A. Smeding was born November 27, 1915 in Roundup, Montana to Samuel and Edith Smeding. He graduated from Huntley Project High School in 1936. Two years later he married Florence Rieman. In 1942 he entered the service and served in the African and Italian campaigns of World War II. After the war and his honorable discharge in 1945, Samuel and Florence ranched in the Bull Mountains and then in 1962 moved to Lone Mountain Ranch on the Gallatin. Eight years later, they moved to the Madison Valley, and eventually retired on Bridger Creek in 1983.

Samuel was known for his love of fine Hereford cattle and he was proud to raise and break good stock horses. One of his joys in life was riding and working in rodeos, and he was a charter member of the Musselshell Rodeo Association. Samuel was a life member of the Masonic Lodge and Veterans of Foreign Wars; he was a member of the Elks and American Legion and the four-state grazing committee, Shriners, Montana Stockgrowers and Farm Bureau, and was past president of the Buffalo Grazing District. He also served in the Montana Legislature.

He is survived by his wife Florence; his daughter Alice and Morlee Vander Voort; son Edward Smeding; five grandchildren, Wayde Vander Voort, Mark Vander Voort, Peggy Everts, Mandy Mullikin, Angie Mullikin; and seven great-grandchildren.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

STOVALL, JAY

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF JAY STOVALL ON DECEMBER 15, 2011 IN BILLINGS, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE JAY STOVALL BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Jay was born on March 2, 1940, in Billings, to Orville and Margaret Stovall. He married the love of his life and true lifetime partner, Juanita Schuppe in 1960.

Jay grew up cowboying during the days before horse trailers and fences, on his parents' and his uncles' ranches. In 1989 he was honored to be the Trail Boss for the Montana Centennial Cattle Drive. This led to his public service career in the Montana State Legislature as a Representative for eight years and a Public Service Commissioner for four years. Prior to his state public service, Jay was appointed by President George H.W. Bush to represent Indian and minority issues in education and in the USDA. He was a proud enrolled member of the Crow Tribe and felt that he needed to help give Crows a voice. Most recently, Jay was appointed to the Cattlemen's Beef Board. He was a long-term member of Montana Stockgrowers and NILE, while being a charter member of the National Cattlemen's Association. As a longtime member of the Al Bedoo Shrine and Black Horse Patrol Unit, one of his fondest memories was escorting President Reagan's stagecoach into the Metra and welcoming the President with a handshake. He loved to talk about the horseback ride down Pennsylvania Avenue with fellow Montanans during the inauguration parade of President George W. Bush.

Jay was known for his love of cowboying and his genuine love for people. He was generous, kind, purposeful, and a strong leader who touched the hearts of many around him, especially the cowboys that worked for him. He also had a special affinity for his grandchildren and for his beloved ranch.

Jay is survived by his wife, Juanita; his sons, Jay Jr. and wife Lee Ann, Tyler, and Turk and wife Jenny; and

his grandchildren, Hannah, Alicia and Levi.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

THOMAS, ROBERT JAMES

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF ROBERT JAMES THOMAS ON SEPTEMBER 21, 2011 IN STEVENSVILLE, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE ROBERT THOMAS BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Robert James Thomas was born in Butte on December 10, 1927, to Fred and Cora Thomas, the youngest of seven children. When he was young, the family moved to Stevensville, where he attended school and graduated from Stevensville High School. He worked on the family ranch before attending Montana State University. While remaining a steadfast Bobcat, he received a degree in business from the University of Montana.

At the age of 27 Bob married Dorene Ditty of Missoula and became the father of five children.

Bob's community involvement included service on the White Tail Golf board, the local school board, and the Montana Legislature. In 1991 he was appointed to the Montana Board of Housing, where he served for 16 years. For many years he served on the Ravalli County Republican Central Committee and was one of the founders of the North Valley Pachyderm Club. In 2005 he received the "Tough Tusk Award" from the National Federation of the Grand Order of Pachyderm Clubs.

As an honored member of the Masonic Order in Stevensville, Bob helped found a children's language clinic located on the UM campus. In 2001 he was elected a member of the Masonic Hall of Fame and his name was ascribed on the rolls.

In 1986, Bob married Jean Scott. Bob loved camping and fishing at Lake Mary Ronan. He loved

woodworking and building items for his family and spending time with his kids and grandkids.

Bob is remembered by his wife Jean, children, Bob, Jerry, Don, Fred and Becky; loving grandchildren, Eric, Tyler, Marcus, Scott, Joe, Jessi, Ryan, Patrik, and Allison; as well as five great-grandchildren, Atley, Finley, Kein, Anya and Roger.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

WESTLAKE, VERNON LOVITT

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF VERNON LOVITT WESTLAKE ON JULY 8, 2011 IN BOZEMAN, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE VERNON WESTLAKE BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Vernon Westlake was born August 27, 1921 to Ella and Lovitt Westlake in a log cabin northwest of Bozeman. He graduated from Gallatin County High School and Montana State College. During World War Two he served as a bomber pilot in the Army Air Corps and attained the rank of Second Lieutenant. Following the war, Vernon completed Bachelor's degrees in industrial and mechanical engineering. In 1948, he commenced a lifelong farming career near Anceney, west of Bozeman. Two years later, he married Lou Ann Webb, and together they had two children.

Throughout his career, Vernon served on a number of committees and boards, including the Agricultural Stabilization and Conservation Service County Committee, the Board of Directors of Gallatin Farmers Company, an advisory board to the MSU President's Office, and was director of MSU's Alumni Association Board. He was elected to the Gallatin County Governmental Study Commission and in 1988 was elected to the State House of Representatives for a two-year term.

Vernon valued the involvement he had in the lives of his children and grandchildren, and was there to support them in their extracurricular endeavors. He was a lifelong member of and actively involved in the

Grand Avenue Christian Church. He was a member of the Antique Classic Car Club, the Elks Club and American Legion Post 14.

Vernon is survived by his wife, Lou Ann; son, Stuart and Rene Westlake; daughter, Lynn and Ron Coons; grandchildren, Tobi, Ross, Jillian, Kaci; and great-granddaughter, Devyn. Sisters, Lucille Peter; and Peggy and Milton Schaplow.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

WILLIAMS, WILLIAM GENE

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF WILLIAM GENE WILLIAMS ON JULY 28, 2011 IN TOSTON, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE BILL WILLIAMS BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

William Gene Williams was born June 12, 1927 in Missoula to John and Alice Williams. When he was two, his mother Alice died, and William was lovingly raised by his stepmother Loretta. He grew up and attended grade school in Radersburg and high school in Townsend. When he was 17, Bill joined the U. S. Navy. After the war, he married Valentine Manley and they had one son. In 1951, Bill married his second wife, LaRee Leatham, and together they added five more children to the family.

Bill and LaRee initially settled on the Longhorn Ranch on Canyon Ferry. It was during this time of his life that regular visits from LDS missionaries led him to become baptized into the Church of Jesus Christ of Latter Day Saints. Years later Bill and LaRee moved and established their growing family at the family ranch in the Crow Creek valley.

Bill served three terms as a state representative in the Montana Legislature.

At the age of 55 after open heart surgery, with a new sense of life and adventure, Bill took up downhill

skiing, racketball, and team roping. Throughout his life he also treasured a love of music and dancing.

Bill is survived by his wife, LaRee; his six children, Tim and Janis Snyder; Cathy and Keith Williams-Rash; David Williams; Dennis Williams; Robin Kaye and Darrell Folkvord; and Mickey Mayer; 20 grandchildren and 32 great-grandchildren. He is also survived by his brother, Tom Williams; and sister, Sharley Ragen.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

YARDLEY, DAN

WHEREAS, IT IS WITH DEEP AND SINCERE SORROW THAT THE MEMBERS OF THE SIXTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA RECORD THE PASSING OF DAN YARDLEY ON JANUARY 22, 2008 IN LIVINGSTON, MONTANA.

WHEREAS, IT IS FITTING AND PROPER THAT THE RECORD AND ACCOMPLISHMENTS OF THE LATE DAN YARDLEY BE FILED ON THE OFFICIAL RECORDS OF THIS ASSEMBLY AND THE FOLLOWING FACTS RELATIVE TO HIS CAREER ARE HEREBY NOTED:

Dan was born in Big Timber, October 15, 1928, to Ray and Helen (Carney) Yardley. His grandparents were John and Mary Carney of Sweet Grass County. The Yardley family resided at the Carney Ranch in Springdale until they moved to Livingston in 1932. Dan attended school in Livingston and graduated from Park County High School in 1946.

After high school, Dan worked for the Northern Pacific Railway and then served in the U.S. Army from 1950 to 1953. Returning to Montana, Dan graduated from the University of Montana School of Law in 1956. He completed a master's degree from the New York University School of Law in 1957. He then went to work as an attorney for the Department of Labor in Washington, D.C. where he met JoAnne Frizzelle, who would become his wife of 47 years.

Dan and JoAnne wed Christmas Day 1959 in Chattanooga, Tennessee. They resided in Washington, D.C. until 1963, when they moved their family to Livingston. Dan practiced law for 43 years in partnership with his brother, Jack Yardley, until retirement in 2006.

Dan served for eight sessions as a Democrat in the Montana House of Representatives. He was also Deputy County Attorney and Public Defender for several years. He was a member of the Benevolent and Protective Order of the Elks and the American Legion.

He enjoyed gardening, playing cards, reading poetry, caring for his dog and spending time with his family and friends.

Survivors include his children, Tom (Andorra) Yardley of Portland, Texas, and Washington, D.C., Mary Yardley Marry (Rick Rouse) of Missoula; grandchildren, Sarah, David, Lindsey, Katherine, Thomas "Ted," Lauren and Chloe; and two great-grandchildren, Marlie and Melvin.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

THAT WE HEREBY EXPRESS OUR ESTEEM AND RESPECT TO THE MEMORY OF THE HONORABLE SENATORS AND REPRESENTATIVES AND EXTEND TO THE MEMBERS OF THEIR FAMILIES OUR SINCERE SYMPATHY IN THEIR GREAT AND IRREPARABLE LOSS;

BE IT FURTHER RESOLVED, THAT A COPY OF THIS MEMORIAL BE ENTERED UPON THE JOURNALS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SIXTY-THIRD LEGISLATURE, BE TRANSMITTED TO THE SURVIVING FAMILIES, AND THAT AN ORIGINAL COPY OF THESE MEMORIALS BE FILED WITH THE MONTANA HISTORICAL SOCIETY.

HOUSE JOURNAL
63RD LEGISLATURE
SEVENTY-NINTH LEGISLATIVE DAY

Helena, Montana — House Chambers
April 15, 2013 — State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Brodehl. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (O'Hara, Chair): 4/15/2013

Correctly printed: **HB 277**, **HJR 18**, **HJR 31**, **SB 201**, **SB 231**, **SB 240**, **SB 265**, **SB 280**, **SB 370**, **SB 386**, **SB 392**.
Correctly engrossed: **SB 117**, **SB 173**, **SB 175**, **SB 282**, **SB 405**, **SB 408**.
Correctly enrolled: **HB 188**, **HB 464**, **HB 605**.
Examined by the sponsor and found to be correct: **HB 46**, **HB 61**, **HB 64**, **HB 131**, **HB 147**, **HB 171**, **HB 233**, **HB 239**, **HB 258**, **HB 259**, **HB 286**, **HB 313**, **HB 433**, **HB 442**, **HB 533**, **HB 560**, **HB 605**.
Transmitted to the Senate: **SB 28**, **SB 178**, **SB 342**, **SJR 21**.
Signed by the Speaker at 9:35 a.m., April 16, 2013: **HB 131**.
Signed by the Speaker at 10:35 a.m., April 16, 2013: **HB 46**, **HB 61**, **HB 64**.
Signed by the Speaker at 10:40 a.m., April 16, 2013: **HB 147**, **HB 171**, **HB 233**, **HB 239**, **HB 258**, **HB 259**.
Signed by the Speaker at 10:55 a.m., April 16, 2013: **HB 286**, **HB 313**, **HB 433**, **HB 442**, **HB 533**, **HB 560**, **HB 605**.
Signed by the Chief Clerk of the House at 9:55 a.m., April 16, 2013: **HB 131**.
Signed by the Chief Clerk of the House at 12:00 p.m., April 16, 2013: **HB 46**, **HB 61**, **HB 64**, **HB 147**, **HB 171**, **HB 233**, **HB 239**, **HB 258**, **HB 259**, **HB 286**, **HB 313**, **HB 433**, **HB 442**, **HB 533**, **HB 560**, **HB 605**.
Signed by the President at 9:20 a.m., April 16, 2013: **HB 118**, **HJR 16**.
Delivered to the Governor for approval at 11:20 a.m., April 15, 2013: **HB 145**, **HB 157**, **HB 310**, **HB 391**, **HB 392**, **HB 544**.
Delivered to the Secretary of State at 10:42 a.m., April 15, 2013: **HJR 9**.
Delivered to the Secretary of State at 1:15 p.m., April 15, 2013: **HB 79**, **HJR 17**.

LEGISLATIVE ADMINISTRATION (O'Hara, Chair): 4/15/2013

MR. SPEAKER:
We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 8:00 a.m., Saturday, April 13, 2013:

Erik Kelly, Chester
Kaitlyn Skoog, Helena
Margaret Brunell, Anaconda
Colette Werk, Hays
Latrell Kirkaldie, Hays
Reilly Parisot, Helena

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, April 15, 2013:

Chance Dickman, Miles City
Kassidy Shultz, Boulder
Jessica Riffel, Carter
Charlie McFaddon, Helena
Brandon Hudyma, Helena

Report Adopted.

REPORTS OF STANDING COMMITTEES

STATE ADMINISTRATION (Ingraham, Chair): 4/15/2013
SB 405, be amended as follows:

1. Title, page 1, line 5.
Strike: "REVISING"
Insert: "ENDING"
Following: "REGISTRATION"
Strike: "AND"
Insert: "ON THE FRIDAY BEFORE ELECTION DAY AND ELIMINATING ELECTION DAY REGISTRATION;"

2. Title, page 1, line 7.
Following: "MONTANA"
Insert: "AT A SPECIAL ELECTION TO BE HELD CONCURRENTLY WITH THE 2014 PRIMARY ELECTION"

3. Page 4, line 27.
Strike: "the general election" through "November"
Insert: "a special election to be held concurrently with the primary election held in the spring of"

4. Page 4, following line 30.
Insert: "COORDINATION SECTION. **Section 7. Coordination instruction.** If House Bill No. 30 is passed and approved, then [this act] is void."

And, as amended, be concurred in. Report adopted.

SB 408, be amended as follows:

1. Title, page 1, line 6.
Following: "AFFILIATION;"
Insert: "ELIMINATING SEPARATE PARTY BALLOTS AND PROVIDING FOR ONE PRIMARY BALLOT CONTAINING ALL PRIMARY RACES;"

2. Title, page 1, line 10.
Strike: "13-10-311,"

3. Title, page 1, line 13.
Following: "13-14-118,"
Insert: "13-15-201,"

4. Title, page 1, line 14.
Following: "13-16-211,"
Insert: "13-16-412,"
Following: "13-17-103,"
Insert: "13-19-205,"

5. Title, page 1, line 19.
Following: "13-10-305,"
Insert: "13-10-311,"

6. Page 21, line 14 through line 17.
Strike: "ballots," on line 14 through "name" on line 17
Following: line 17
Insert: "(b) (i) In a top two primary election, the political party preference declared by the candidate on the declaration of candidacy under 13-10-201 must appear with the candidate's name on the ballot. The word "preference" must follow the candidate's preferred party, if any. If a candidate has not declared a preference for a political party, the words "no party preference" must appear on the ballot with the candidate's name. Nothing in a top two primary election portion of the ballot may indicate whether a candidate has been endorsed or nominated by a political party. The top two primary portion or portions of the ballot must clearly and conspicuously state that candidates in that section are not nominees or members of or endorsed by or otherwise associated with the candidate's political party preference.

(ii) Information must be printed on the ballot and in the voter information pamphlet provided for in 13-27-401 to inform voters that in the top two primary the two candidates who receive the most votes for the office will advance to a general election regardless of either candidate's political party preference."

7. Page 21, line 18 through line 19.
Strike: "(b)" on line 18 through "if:" on line 19
Insert: "(2)(a) All offices and ballot issues must appear on one ballot. The ballot must be arranged to eliminate the possibility of widespread voter confusion."
Renumber: subsequent subsections

8. Page 21, line 20.
Strike: "(i) each"
Insert: "Each"
Strike: "is"
Insert: "must be"
Strike: ";"
Insert: "."

9. Page 21, line 21 through line 22.
Strike: "(ii)" on line 21 through "with" on line 22
Insert: "(b) With"

10. Page 21, line 23 through page 22, line 3.
Strike: subsection (c) in its entirety

11. Page 22, line 4.
Strike: "(2)"
Insert: "(3)"
Strike: "does"
Insert: "is"
Strike: "need"
Insert: "required"

12. Page 22, line 4 through line 6.
Strike: "for a political party" on line 4 through "(b)" on line 6
Insert: "if"

13. Page 22, line 6.
Strike: "one candidate files for nomination by that party"
Insert: "two candidates file"

14. Page 22, line 8.
Strike: "(3)"
Insert: "(4)"
Strike: "(2)"
Insert: "(3)"

15. Page 22, line 8 through line 9.
Strike: "for a" on line 8 through "party" on line 9

16. Page 22, line 9 through line 10.
Strike: "for that" on line 9 through the first "party" on line 10
Strike: "for that party" on line 10

17. Page 22, line 12 through line 17.
Strike: subsection (4) through subsection (5) in their entirety
Renumber: subsequent subsections
Insert: "(5)(a) If a partisan primary is held, the ballot must contain the following:

(i) a clear and conspicuous, segregated area for the elector to mark the political party the elector wishes to affiliate with for the purposes of voting in the primary election;

(ii) an option for the elector to mark "none of the above" with respect to political party affiliation; and

(iii) a clear and conspicuous statement that only electors who mark a political party affiliation may vote on the partisan primary portion of the ballot.

(b) A vote cast in a partisan primary may be counted only if the elector has marked an affiliation with one political party, a vote cast in a partisan primary corresponds only to the marked party's primary, and the elector has voted only once for each office."
Renumber: subsequent subsections

18. Page 22, line 20.
Strike: subsection (7) in its entirety
Renumber: subsequent subsections

19. Page 24, line 15 through line 18.
Strike: subsection (2) in its entirety
Renumber: subsequent subsections

20. Page 27, line 14.
Strike: "partisan"

21. Page 34, line 5 through line 7.
Strike: subsection (4) in its entirety
Renumber: subsequent subsections

22. Page 34, line 8 through line 9.
Strike: "Instructions" on line 8 through "ballots." on line 9

23. Page 35, line 16 through line 18.
Strike: subsection (3) in its entirety
Renumber: subsequent subsections

24. Page 38, line 7.
Insert: "Section 54. Section 13-15-201, MCA, is amended to read:

"13-15-201. Preparation for count -- absentee ballot count procedures. (1) ~~Subject to 13-10-311, to~~ To prepare for a count of ballots, the counting board or, if appointed, the absentee

counting board shall take ballots out of the box to determine whether each ballot is single.

(2) The board shall count all ballots to ensure that the total number of ballots corresponds with the total number of names in the pollbook.

(3) If the board cannot reconcile the total number of ballots with the pollbook, the board shall submit to the election administrator a written report stating how many ballots were missing or in excess and any reason of which they are aware for the discrepancy. Each judge on the board shall sign the report.

(4) A ballot that is not marked as official is void and may not be counted unless all judges on the board agree that the marking is missing because of an error by election officials, in which case the ballot must be marked "unmarked by error" on the back and must be initialed by all judges.

(5) If two or more ballots are folded or stuck together to look like a single ballot, they must be laid aside until the count is complete. The counting board shall compare the count with the pollbooks, and if a majority believes that the ballots folded together were voted by one elector, the ballots must be rejected and handled as provided in 13-15-108, otherwise they must be counted.

(6) Only valid absentee ballots may be counted in an election conducted under this chapter.

(7) For the purpose of this chapter, a voted absentee ballot is valid only if:

(a) the elector's signature on the affirmation on the return envelope is verified pursuant to 13-13-241; and

(b) it is received before 8 p.m. on election day, except as provided in 13-21-206 and 13-21-207.

(8) (a) A ballot is invalid if:

(i) problems with the ballot have not been resolved pursuant to 13-13-245;

(ii) any identifying marks are placed on the ballot by the elector; or

(iii) except as provided in subsection (8)(b), more than one ballot is enclosed in a single return or secrecy envelope.

(b) The provisions of subsection (8)(a)(iii) do not apply if:

(i) there are multiple elections being held at the same time and the envelope contains only one ballot for each election; or

(ii) the return envelope contains ballots from the same household, each ballot is in its own secrecy envelope, and the return envelope contains a valid signature for each elector who has returned a ballot.""

Renumber: subsequent sections

25. Page 39, line 5 through line 6.
Strike: "At" on line 5 through "ballots"." on line 6

26. Page 44, following line 17.
Insert: "Section 65. Section 13-16-412, MCA, is amended to read:

"13-16-412. Procedure for recounting paper ballots. To conduct a recount of paper ballots:

(1) the election administrator shall provide to the recount board, unopened, each sealed package or envelope received from the election judges of the precinct or precincts in which a recount is ordered, containing all the paper ballots voted in the precinct or precincts;

(2) a member of the recount board shall open each sealed package or envelope and

remove the ballots, and the board shall count the votes on each ballot manually in the manner provided in 13-15-206(2)~~, except that if the office to be recounted is on a partisan primary election ballot, votes are recounted only on the party ballots that are subject to the recount~~; and

(3) the recount must be tallied on previously prepared tally sheets. The tally sheets must show the names of the respective candidates, the office or offices for which a recount is made, and the number of each election precinct.""

Renumber: subsequent sections

27. Page 46, line 27.

Insert: "Section 70. Section 13-19-205, MCA, is amended to read:

"13-19-205. Written plan for conduct of election -- amendments -- approval procedures. (1) The election administrator shall prepare a written plan for the conduct of the election and shall submit it to the secretary of state in a manner that ensures that it is received at least 60 days prior to the date set for the election.

(2) The written plan must include:

(a) a timetable for the election; and

(b) sample written instructions that will be sent to the electors. The instructions must include but are not limited to:

(i) information on the estimated amount of postage required to return the ballot;

(ii) (A) the location of the places of deposit and the days and times when ballots may be returned to the places of deposit, if the information is available; or

(B) if the information on location and hours of places of deposit is not available, a section that will allow the information to be added before the instructions are mailed to electors; and

(iii) any applicable instructions specified under 13-13-214~~(5)~~(4).

(3) The plan may be amended by the election administrator any time prior to the 35th day before election day by notifying the secretary of state in writing of any changes.

(4) Within 5 days of receiving the plan and as soon as possible after receiving any amendments, the secretary of state shall approve, disapprove, or recommend changes to the plan or amendments.

(5) When the written plan has been approved, the election administrator shall proceed to conduct the election according to the approved plan unless the election is canceled for any reason provided by law.""

Renumber: subsequent sections

28. Page 63, following line 30.

Insert: "13-10-311. Election judges' duties when preparing for count."

29. Page 64, following line 14.

Insert: "COORDINATION SECTION. **Section 106. Coordination instruction.** If House Bill No. 120 is passed and approved and if [this act] is passed by the legislature and approved by the electorate and both contain a section amending 5-2-402, then section 5-2-402 must be amended as follows:

"5-2-402. Appointment by board of county commissioners -- county central committee role -- timeframes. (1) Except as provided in subsection (5) or as otherwise provided by law, whenever a vacancy occurs in the legislature, the vacancy must be filled by appointment

by the board of county commissioners or, in the event of a multicounty district, the boards of county commissioners of the counties comprising the district sitting as one appointing board.

(2) (a) Whenever a vacancy is within a single county, the board of county commissioners shall make the appointment as described in 5-2-403, 5-2-404, or 5-2-406.

(b) Whenever a vacancy is within a multicounty district, the boards of county commissioners shall sit as one appointing board. The selection of an individual to fill the vacancy must be as follows:

(i) The presiding officer of the board of county commissioners of the county in which the person resided whose vacancy is to be filled shall call a meeting for the purpose of appointing the member of the legislature and shall preside at the meeting.

(ii) Each commissioner's vote is determined by the following formula: 100 multiplied by (A divided by B) multiplied by (1 divided by C), where:

(A) A is the total votes cast in the respective county for the person vacating the legislative seat or, if the vacating person was not elected, the votes cast for the last person to be elected for the current term;

(B) B is the total votes cast for that person in the legislative district; and

(C) C is the number of authorized commissioners on the board of the commissioner whose vote is being determined.

(iii) The person selected to fill the vacancy is the one who receives the highest number above 50 that results from the calculation in subsection (2)(b)(ii). If none of the candidates receives a number higher than 50 from that calculation, the selection board shall cast its votes again in the same manner for the persons receiving the two highest numbers. If neither vote results in a candidate receiving a number higher than 50 from the calculation provided in subsection (2)(b)(ii), then 5-2-404 applies.

(c) If a vacancy occurs in a holdover senate seat after holdover senators have been assigned to new districts under each reapportionment, the formula in subsection (2)(b)(ii) must be applied using the votes cast for the senatorial candidates at the last election in which votes were cast for a senate candidate. Only the number of votes cast by electors residing in the new senate district ~~for senate candidates of the party to which the person vacating the seat belonged~~ may be counted. The secretary of state shall provide an estimate of the number of votes cast ~~for each party~~ by county or portion of a county. The selection process is the same as provided in subsection (2)(b)(iii).

(3) The appointment process to fill a vacant legislative seat under this section is as follows:

(a) Within 7 days of being notified of a vacancy as described in 2-16-501, the secretary of state shall notify the board of county commissioners. ~~and~~ If the vacating legislator marked a party preference on the legislator's most recent declaration of candidacy filed with the secretary of state or election administrator, the secretary of state shall notify the relevant state party that is responsible for notifying the county central committee of the county where the vacating legislator is a resident, if the legislative seat is within one county, or the boards of county commissioners and the corresponding county central committees if the legislative seat is in a multicounty district. If the legislator ~~is an~~ did not mark a party preference, marked "independent", or marked a party preference for a party that does not have a county central committee as the party preference on the legislator's most recent declaration of candidacy filed with the secretary of state or election administrator, ~~independent or belongs to a party for which there is no county central committee,~~ the notification of county commissioners suffices.

(b) The county central committee or committees, upon receipt of notification of a vacancy,

have 45 days to propose a list of prospective appointees, pursuant to 5-2-403(1). The county central committee or the county central committees, acting together, shall forward the list of names to the appointing board within the 45-day period.

(c) The appointing board shall make and confirm an appointment and notify the secretary of state within 15 days:

(i) after receiving the list of prospective appointees from the county central committee or committees;

(ii) after 45 days have expired after the notification of vacancy if the county central committee or committees have not provided a list of prospective appointees; or

(iii) after notification of a vacancy if the legislator vacating the seat is an independent.

(4) If the legislature is in session, the notification process in subsection (3)(a) must be followed within 5 days. The process described in subsection (3)(b) must take place in 5 days. The process described in subsection (3)(c) must take place in 5 days.

(5) Notwithstanding subsection (6), if a vacancy occurs prior to a primary election, 13-10-326 applies. If a vacancy occurs after a primary and prior to a general election, 13-10-327 applies.

(6) If the legislature is called into special session within 85 days of a general election, a person must be appointed to fill a legislative vacancy pursuant to subsections (1) through (4).""

Insert: "COORDINATION SECTION. **Section 107. Coordination instruction.** If [this act] is passed by the legislature and approved by the electorate and if House Bill No. 120 is passed and approved:

(1) the reference to "declaration for nomination" in 13-10-201 must be changed to "declaration of candidacy"; and

(2) the reference to "declaration for nomination" in 13-14-113 must be changed to "declaration of candidacy"."

Insert: "COORDINATION SECTION. **Section 108. Coordination instruction.** If [this act] is passed by the legislature and approved by the electorate and if Senate Bill No. 375 is passed and approved, then the section that amends 13-37-216 in [this act] is void and the reference to "gubernatorial" in the definition of "political party organization" in section 13-1-101 in Senate Bill No. 375 must be changed to "presidential"."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

TAXATION (Miller, Chair): 4/15/2013
SB 282, be amended as follows:

1. Title, page 1, line 13.
Strike: "REPEALING" through "MEDIA;"

2. Page 1, line 21.
Strike: "15-32-104,"
Following: "15-32-106,"
Insert: "15-32-201,"

Strike: "15-32-502,"
Strike: "17-7-502,"

3. Title, page 1, line 26.
Strike: "15-30-2319,"

4. Page 1, line 27 through line 28.
Strike: "15-31-901," on line 27 through "15-31-911," on line 28

5. Title, page 1, line 28.
Strike: "15-32-109,"

6. Title, page 1, line 29.
Strike: "15-32-201," through "15-32-203,"

7. Title, page 1, line 30.
Following: "15-32-501,"
Insert: "15-32-502,"

8. Page 15, line 17.
Strike: "4%"
Insert: "3.5%"

9. Page 15, line 18.
Strike: "6%"
Insert: "5.75%"

10. Page 15, line 20.
Strike: "4%"
Insert: "3.5%"

11. Page 15, line 21.
Strike: "6%"
Insert: "5.75%"

12. Page 15, line 24.
Strike: "4%"
Insert: "3.5%"

13. Page 15, line 25.
Strike: "6%"
Insert: "5.75%"

14. Page 15, line 28.
Strike: "4%"
Insert: "3.5%"

15. Page 15, line 29.
Strike: "6%"
Insert: "5.75%"

16. Page 16, line 13.
Strike: "4%"
Insert: "3.5%"
Strike: "4%"
Insert: "3.5%"

17. Page 16, line 14.
Strike: "6%"
Insert: "5.75%"
Strike: "4%"
Insert: "3.5%"

18. Page 16, line 21.
Strike: "4%"
Insert: "3.5%"

19. Page 16, line 22.
Strike: "2.5%"
Insert: "2%"

20. Page 16, line 24.
Strike: "4%"
Insert: "3.5%"

21. Page 16, line 25.
Strike: "4%"
Insert: "3.5%"

22. Page 16, line 26.
Strike: "4%"
Insert: "3.5%"

23. Page 16, line 29.
Strike: "4%"
Insert: "3.5%"

24. Page 16, line 30.
Strike: "2.5%"
Insert: "2%"

25. Page 17, line 2.
Strike: "4.5%"
Insert: "4.25%"

26. Page 17, line 3.
Strike: "6%"
Insert: "5.75%"

27. Page 17, line 4.
Strike: "4.5%"
Insert: "4.25%"

28. Page 32, line 20.
Strike: "15-30-2103(1)"
Insert: "15-30-2103"

29. Page 34, line 5.
Strike: "15-30-2103(1)(d)"
Insert: "15-30-2103"

30. Page 34, line 25.
Strike: "15-30-2103(1)(d)"
Insert: "15-30-2103"

31. Page 41, line 4 through line 7.
Strike: section 32 in its entirety
Renumber: subsequent sections

32. Page 41, line 11.
Following: "~~15-32-109.~~"
Insert: "The department shall provide forms on which a taxpayer may apply for a credit under 15-32-109."

33. Page 41, line 12.
Following: "~~credit~~"
Insert: "or credit"
Following: "~~15-32-109~~"
Insert: "or 15-32-109"

34. Page 41, line 14.
Following: "~~credit~~"
Insert: "or credit"
Following: "generation"
Insert: "or energy conservation"

35. Page 41, line 15 through line 17.
Strike: "The" on line 15 through "days." on line 17

36. Page 41, line 17.
Following: "~~credit~~"
Insert: "or credit"

37. Page 41.
Following: line 18
Insert: "Section 33. Section 15-32-201, MCA, is amended to read:

"15-32-201. Amount of credit -- to whom available. (1) A resident individual taxpayer who completes installation of an energy system using a recognized nonfossil form of energy generation, as defined in 15-32-102, to provide heat for the taxpayer's principal dwelling is allowed to claim a tax credit in an amount equal to the cost of the system, including installation costs, less grants received, not to exceed $500, against the income tax liability imposed against the taxpayer pursuant to chapter 30.

(2) A resident individual taxpayer who completes installation of an energy system using a low-emission wood or biomass combustion device, as defined in 15-32-102, to provide heat for the taxpayer's principal dwelling is allowed to claim a tax credit in an amount equal to the cost of the system, including the installation costs, not to exceed $500, against the income tax liability imposed against the taxpayer pursuant to Title 15, chapter 30.

(3) In determining whether an energy system is eligible for a tax credit under this part, the department may refer a credit involving an energy system using a recognized nonfossil form of energy generation or a low-emission wood or biomass combustion device to the department of environmental quality for its advice, and the department of environmental quality shall respond within 60 days.""
Renumber: subsequent sections

38. Page 41, line 20 through page 43, line 14.
Strike: section 34 in its entirety
Renumber: subsequent sections

39. Page 48, line 13 through page 49, line 21.
Strike: section 40 in its entirety
Renumber: subsequent sections

40. Page 80, line 26.
Strike: line 26

41. Page 81, line 4 through line 13.
Strike: line 4 through line 13

42. Page 81, line 14.
Strike: line 14

43. Page 81, line 16 through line 18.
Strike: line 16 through line 18

44. Page 81.
Following: line 26
Insert: "15-32-502. Definitions."

And, as amended, be concurred in. Report adopted.

SB 370, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

House bill concurred in and returned to the House: 4/13/2013

HB 605, introduced by Schwaderer

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 4/13/2013

HB 3, introduced by Ankney

Governor's amendments to **Senate bills** concurred in and transmitted to the House for concurrence in the Governor's amendments: 4/13/2013

SB 23, introduced by Rosendale
SB 44, introduced by Keane

Governor's amendments to **Senate bills not** concurred in and transmitted to the House: 4/13/2013

SB 105, introduced by T. Brown
SB 139, introduced by Walker

SJR 18 - The Senate failed to concur in House amendments to **SJR 18,** authorized the President to appoint the following Conference Committee, and requested that the House appoint a like committee to confer on House amendments to **SJR 18:**

4/15/2013

Senator Thomas, Chair
Senator Dick Barrett
Senator Rosendale

SB 198 - The Senate failed to concur in House amendments to **SB 198,** authorized the President to appoint the following Conference Committee, and requested that the House appoint a like committee to confer on **SB 198:**

4/15/2013

Senator Thomas, Chair
Senator Boulanger
Senator Tropila

SB 223 - The Senate failed to concur in House amendments to **SB 223,** authorized the President to appoint the following Conference Committee, and requested that the House appoint a like committee to confer on **SB 223:**

4/15/2013

Senator Murphy, Chair
Senator Webb

SB 256 - The Senate failed to concur in House amendments to **SB 256,** authorized the President to appoint the following Conference Committee, and requested that the House appoint a like committee to confer on **SB 256:**

4/15/2013

Senator F. Moore, Chair
Senator Hamlett
Senator Sales

SB 323 - The Senate failed to concur in House amendments to **SB 323,** authorized the President to appoint the following Conference Committee, and requested that the House appoint a like committee to confer on **SB 323:**

4/15/2013

Senator Thomas, Chair
Senator Debby Barrett
Senator Vuckovich

MESSAGES FROM THE GOVERNOR

April 12, 2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, MT 59620

Dear Speaker Blasdel:

On Friday, April 12, I signed and delivered the following House bills to the Secretary of State:

House Bill 38 – Ingraham
House Bill 68 – MacDonald
House Bill 72 – MacDonald
House Bill 105 – Steenberg
House Bill 210 – McClafferty
House Bill 291 – Kerns
House Bill 328 – Washburn
House Bill 335 – Eck
House Bill 362 – Berry
House Bill 402 – Hunter
House Bill 455 – Blyton
House Bill 462 – Jones

I am returning House Bill 8 – Cook, House Bill 385 – Lavin and House Bill 562 – Swanson with amendments.

I have vetoed House Bill 283 – Wagoner, House Bill 304 – Kerns, and House Bill 374 – Fitzpatrick.

Sincerely,

STEVE BULLOCK
Governor

April 12, 2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol Helena, MT 59620

Dear Speaker Blasdel:

In accordance with the powers vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return with amendments House Bill 8 (HB 8), "AN ACT APPROVING

RENEWABLE RESOURCE PROJECTS AND AUTHORIZING LOANS; REAUTHORIZING RENEWABLE RESOURCE PROJECTS AUTHORIZED BY THE 62ND LEGISLATURE; APPROPRIATING MONEY TO THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR LOANS UNDER THE RENEW ABLE RESOURCE GRANT AND LOAN PROGRAM; AUTHORIZING THE ISSUANCE OF COAL SEVERANCE TAX BONDS; AUTHORIZING THE CREATION OF A STATE DEBT AND APPROPRIATING COAL SEVERANCE TAXES FOR DEBT SERVICE; PLACING CERTAIN CONDITIONS UPON LOANS; AND PROVIDING AN EFFECTIVE DATE."

The legislature amended into HB 8 funds for North Central and Dry Prairie Regional Water Systems projects totaling $16,000,000. Since these projects have not yet had their federally funded match identified at the passage of this bill, I feel it is necessary that the department report back to the legislative finance committee the progress of these projects.

For these reasons, my amendment requires the Department of Natural Resources and Conservation to report to the Legislative Finance Committee on the progress of the Dry Prairie Regional Water and the North Central Regional Water projects by September 1, 2014.

I respectfully ask for your support of this amendment.

Sincerely,

Steve Bullock
Governor

Amendments to House Bill No. 8
Reference Copy

Requested by the Governor

For the House Committee of the Whole

Prepared by Todd Everts
April 12, 2013 (1:29pm)

1. Page 2, line 5.
Insert: "(4)The department of natural resources and conservation shall report to the legislative finance committee on the progress of the Dry Prairie Regional Water and the North Central Regional Water projects by September 1, 2014."

- END -

April 12, 2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol Helena, MT 59620

The Honorable Jeff Essmann
President of the Senate
State Capitol Helena, MT 59620

Dear Speaker Blasdel and President Essmann:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto House Bill 283 (HB 283), "AN ACT PROVIDING FOR FISCAL NOTES THAT INCLUDE BUSINESS IMPACT STATEMENTS; AMENDING SECTION 5-4203, MCA; AND PROVIDING A TERMINATION DATE."

HB 283 requires the Legislative Fiscal Analyst, with the assistance of the Budget Director, to prepare a business impact statement for proposed legislation. This may seem like a reasonable request, given that the Office of Budget and Program Planning (OBPP) already prepares fiscal notes. However, the purpose of the fiscal note is to show in dollar amounts the estimated increase or decrease in governmental revenue or expenditures, costs that may be absorbed without additional funds, and long-range financial implications. A fiscal note may further illustrate technical or mechanical defects to a bill. At present the Budget Director works in cooperation with the state or local agencies affected by the bill to accomplish these requirements. Collectively these are sensible and realistic expectations.

However, asking the OBPP and Legislative Fiscal Division to determine the impact of proposed policies on private businesses is neither reasonable nor realistic. They do not have the expertise or resources to determine what costs businesses of varying sizes across a vast and diverse state mayor may not incur relating to proposed legislation.

HB 283 is also unnecessary. Private businesses already have the opportunity to review and comment on proposed legislation throughout the legislative process. That is the best opportunity for both businesses and the Legislature to analyze the impacts.

For these reasons, I respectfully ask for your support in sustaining my veto.

Sincerely,

STEVE BULLOCK
Governor

April 12, 2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, MT 59620

The Honorable Jeff Essmann
President of the Senate
State Capitol
Helena, MT 59620

Dear Speaker Blasdel and President Essmann:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto House Bill 304 (HB 304), "AN ACT REVISING CONCEALED WEAPONS LAWS; PROVIDING THAT THE OFFENSE OF CARRYING A CONCEALED WEAPON DOES NOT APPLY TO A PERSON WHO IS ELIGIBLE TO POSSESS A HANDGUN UNDER STATE OR FEDERAL LAW; AND AMENDING SECTION 45-8-317, MCA."

Montana grants the authority to issue a concealed weapons permit with our locally elected sheriffs, who "shall" issue a permit to an applicant. The sheriff may require completion of basic firearms safety training before issuing a permit or they may deny a permit to a person struggling with mental illness. Denials are uncommon, and only happen under the most extreme circumstances.

Our laws have been in place since 1919 and have served our state well. As of April 11, 2013, there were 33,814 concealed weapons permit holders. I have improved this century-old process this legislative session by signing into law Senate Bill 145, which classifies all concealed weapons permit information as confidential criminal justice information.

House Bill 304 would effectively eliminate Montana's concealed weapon permitting process by allowing anyone eligible to possess a handgun to carry a concealed weapon without a permit. The measure would allow individuals to decide whether they are eligible to carry a concealed weapon.

If the logic of HB 304 were applied to other situations, there would be no need for a person to be licensed before driving on our highways -all they would need to do would be to determine whether they were "eligible" to drive. The same goes for pilot's licenses, building permits, hunting licenses, or any other type of permit. While I will fiercely defend the 2nd amendment rights of our citizens, I cannot support an absurd concept that threatens the safety of our communities, by not providing for basic fundamentals of gun safety or mental health screening.

Moreover, instead of protecting the rights of Montanans, in reality HB 304 erodes the ability of a Montana citizen to purchase a weapon or carry concealed in another state. HB 304 would void our state's reciprocity agreements with more than 40 states that recognize concealed weapon pennits and it would void our laws allowing Montana permit holders to bypass the federal background check

required for a firearm purchase.

I respectfully ask that you stand with the Montana Sheriffs and Peace Officers Association, the Montana County Attorneys Association and the Montana Association of Chiefs of Police in opposition to this bill and sustain my veto.

Sincerely,

STEVE BULLOCK
Governor

April 12, 2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, MT 59620

The Honorable Jeff Essmann
President of Senate
State Capitol
Helena, MT 59620

Dear Speaker Blasdel and President Essmann:

In accordance with the power vested in me as Governor by the Constitution and the Laws of the State of Montana, I hereby veto House Bill 374 (HB 374), entitled, "AN ACT PROVIDING TO AN INDIVIDUAL LEGISLATOR WHO IS A SPONSOR OR COSPONSOR OF LEGISLATION STANDING TO INTERVENE IN DECLARATORY JUDGMENT ACTIONS INVOLVING ALLEGED CONSTITUTIONAL OR STATUTORY VIOLATIONS; PROVIDING LEGISLATIVE FINDINGS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."

HB 374 allows legislators to intervene as parties in declaratory judgment actions challenging, on constitutional or statutory grounds, the laws they have sponsored or co-sponsored. The bill violates the separation of powers doctrine, which provides that one branch of government may not encroach upon the authority reserved to another branch of government. Mont. Const. art. III, § 1.

Under Montana's Constitution, it is within the exclusive authority of the executive branch to defend the state against lawsuits. Mont. Const. art. VI, § 4. Section 2-15-501 (1), (6), MCA. HB 374 would enable the Legislature to encroach on the exclusive authority of the executive branch. Further, the bill is unnecessary in light of the fact that legislators who would like to be heard in these cases may apply to the court to participate as amicus curiae.

For these reasons, I respectfully ask you to sustain my veto of HB 374.

Sincerely,

STEVE BULLOCK
Governor

April 12, 2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, MT 59620

Dear Speaker Blasdel:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return with amendments House Bill 385 (HB 385), "AN ACT GENERALLY REVISING LAWS RELATING TO A TENANT ENGAGING IN OR KNOWINGLY ALLOWING ANY PERSON TO ENGAGE IN ANY ACTIVITY ON RENTAL PREMISES THAT CREATES A REASONABLE POTENTIAL THAT THE PREMISES MAYBE DAMAGED OR DESTROYED OR THAT NEIGHBORING TENANTS MAYBE INJURED; AND AMENDING SECTIONS 7024-303, 70-24-321, 70-24-422, AND 70-24-427, MCA."

HB 385 assists landlords in dealing with tenants who may be damaging property or endangering other tenants. I support the common sense provisions of this bill which broaden the circumstances under which a landlord may terminate a rental agreement.

However, the provisions of this bill concerning timelines for termination of an agreement and for court action in certain circumstances present practical and legal difficulties. First, it is unreasonable to provide for the immediate termination of a rental agreement upon written notice to a tenant. Any tenant will need a certain amount of time to find alternative housing and to move out. My amendments restore the three-day notice period as provided in current statute.

Second, the bill requires that a court, within 24 hours of receiving notice of certain tenant behavior, issue an order in favor of the landlord delivering possession of the premises to the landlord. This language contains no provision that the tenant be notified or provided an opportunity to be heard. The bill deprives tenants of due process. My amendments strike this provision in its entirety.

Finally, the new deadlines for court action following a landlord claim for possession or damages are unrealistic, given court caseloads. My amendments change the timeline from 3 business days to 14 days for a landlord claim to be heard, while requiring an accelerated 5 day timeline for certain claims. An appeal to a district court must similarly be heard within 14 days. Finally, a court must render a decision on a landlord's complaint within 5 days after the hearing.

These amendments assist landlords and provide for a faster legal process, while ensuring that the measure is consistent with basic constitutional protections.

I respectfully ask for your support of these amendments.

Sincerely,

STEVE BULLOCK
Governor

Report No. 001, April 16, 2013

Governor's recommendations for amendments to **House Bill 385** (reference copy -- salmon) are as follows:

1. Page 5, line 2.
Strike: "IMMEDIATELY"

2. Page 5, line 3.
Following: "~~3 days~~'"
Insert: "3 days"'

3. Page 5, line 5 through line 8.
Strike: subsection (5) in its entirety
Renumber: subsequent subsections

4. Page 5, line 11.
Strike: "(7)"
Insert: "(6)"

5. Page 5, line 20.
Strike: "3 BUSINESS"
Insert: "14"

6. Page 5, line 23.
Following: "~~summons~~"
Insert: ", except that if the rental agreement is terminated because of noncompliance under 70-24-321(3), the action must be heard within 5 business days after the tenant's appearance or the answer date stated in the summons"

7. Page 5, line 24.
Strike: "3 BUSINESS"
Insert: "14"

8. Page 5, line 26.
Following: "~~court~~"
Insert: ""**,** except that if the rental agreement is terminated because of noncompliance under 70-24-321(3), the hearing must be held within 5 business days after the case is transmitted to the district court"

9. Page 5, line 30.
Strike: "3 BUSINESS"
Following: "5"

April 12, 2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, MT 59620

Dear Speaker Blasdel:

In accordance with the power vested in me as Governor by the Constitution and the laws ofthe State of Montana, I hereby return with amendments House Bill 562 (HB 562), "AN ACT REVISING SUBDIVISION LA WS REGARDING SURVEYS AND EXEMPTIONS FROM LOCAL SUBDIVISION REVIEW; EXEMPTING FROM REVIEW BOUNDARY RELOCATIONS AND RESULTING TRACTS OF RECORD UNDER CERTAIN CIRCUMSTANCES; AMENDING SECTION 76-3-207, MCA; AND PROVIDING AN EFFECTIVE DATE."

Current law identifies circumstances under which a division or aggregation of land is exempt from the subdivision review processes in the Montana Subdivision and Platting Act. HB 562 modifies the exemption from common boundary line relocation (Section 76-3-207(1)(a)) to clarify that the exemption is available for use even if the relocation of common boundary lines will result in the creation ofa tract of record that is less than 160 acres. This new language reflects existing law and does not change the scope of the exemption.

This clarification, however, is applicable to all of the exemptions listed in Section 76-3-207, MCA. By adding the proposed language to the boundary line relocation exemption only, HB 562 could potentially create ambiguity in existing law and the applicability of the remaining exemptions listed in Section 76-3207, MCA.

I propose an amendment to HB 562 to move the proposed language instead to the introductory section of 76-3-207, MCA. This change will make clear that all exemptions listed under this provision of the Montana Subdivision and Platting Act are available regardless of whether the use of the exemption will result in the creation of a tract of record that is less than 160 acres.

I respectfully ask for your support of these amendments.

Sincerely.

STEVE BULLOCK
Governor

Report No. 001, April 13, 2013

Governor's recommendations for amendments to **House Bill 562** (reference copy -- salmon) are as follows:

1. Title, page 1, line 5 through line 6.
Strike: "EXEMPTING" on line 5 through "CIRCUMSTANCES;" on line 6

2. Page 1, line 15.
Strike: "land"
Insert: "tracts of record of any size, regardless of the resulting size of any lot created by the division or aggregation,"

3. Page 1, line 19.
Strike: "tracts" through "acres"
Insert: "adjoining properties"

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 31, introduced by Lieser, referred to Natural Resources.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Wagoner in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 54 - **Senate Amendments** - Representative Ingraham moved Senate amendments to **HB 54** be concurred in. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus,

Fitzpatrick, Flynn, Galt, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Kary, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 85

Nays: Ballance, Cuffe, Doane, Glimm, Harris, Hoven, Jones, Kerns, Knudsen, Randall, Schwaderer, C. Smith, Zolnikov.
Total 13

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Miller, Osmundson.
Total 2

HB 97 - **Senate Amendments** - Representative Wilmer moved Senate amendments to **HB 97** be **not** concurred in. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Fiscus, Flynn, Gibson, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Kerns, Knudsen, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 73

Nays: Ballance, Brodehl, Cuffe, Ehli, Fitzpatrick, Galt, Glimm, Greef, Harris, Hertz, Hoven, Howard, Jones, Kary, Lang, Laszloffy, McNiven, O'Neil, Randall, Regier, Schwaderer, C. Smith, Warburton, White, Zolnikov.
Total 25

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Osmundson, Reichner.
Total 2

HB 133 - **Senate Amendments** - Representative Berry moved Senate amendments to **HB 133** be **not** concurred in. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Ballance, Doane, Kerns, O'Neil, Warburton.
Total 5

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Schwaderer.
Total 1

HB 240 - **Senate Amendments** - Representative C. Smith moved Senate amendments to **HB 240** be **not** concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Wilmer, Zolnikov, Mr. Speaker.
Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hagstrom, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers,

Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilson, Woods.
Total 40

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 345 - **Senate Amendments** - Representative C. Smith moved Senate amendments to **HB 345** be **not** concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, McCarthy, McChesney, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 64

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lynch, MacDonald, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 36

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 18 - Representative Clark moved **HJR 18** be adopted. Motion carried as follows:

Yeas: Ankney, Ballance, B. Bennett, Berry, Blyton, Boss Ribs, Brodehl, Clark, Coffin, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Fiscus, Flynn, Galt, Glimm, Greef, Gursky, Halvorson, Hansen, Hertz, Hill, Hollenbaugh, Hunter, Ingraham, Jones, Knudsen, Laszloffy, Lavin, Lenz, Lieser, MacDonald, McCarthy, McChesney, McClafferty, McNally, Moore, Neill, Noonan, Pease-Lopez, Pierson, Pomnichowski, Price, Randall, Regier, Reichner, Salomon, Shaw, B. Smith,

Steenberg, Swanson, Wagoner, Washburn, Welborn, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 62

Nays: Bangerter, J. Bennett, Boland, Brockie, Connell, Cook, Doane, Edmunds, Fitzpatrick, Gibson, Hagan, Hagstrom, Harris, Hollandsworth, Hoven, Howard, Jacobson, Kary, Kerns, Lang, Lynch, McNiven, Mehlhoff, Miller, O'Hara, O'Neil, Osmundson, Peppers, Redfield, Schreiner, C. Smith, Squires, Vance, Warburton, White, Whitford, Zolnikov.
Total 37

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Schwaderer.
Total 1

HJR 24 - Representative Cuffe moved **HJR 24** be adopted. Motion **failed** as follows:

Yeas: Ankney, Ballance, Bangerter, Blyton, Brockie, Clark, Connell, Cuffe, Edmunds, Ehli, Fitzpatrick, Galt, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Ingraham, Jones, Kary, Lang, Lavin, Lenz, McChesney, Moore, O'Hara, Osmundson, Regier, Reichner, Salomon, Shaw, B. Smith, Wagoner, Warburton, Washburn, White, Whitford, Zolnikov, Mr. Speaker.
Total 47

Nays: B. Bennett, J. Bennett, Berry, Boland, Boss Ribs, Brodehl, Coffin, Cook, Court, Curtis, Doane, Dudik, Eck, Fiscus, Flynn, Gibson, Hill, Hunter, Jacobson, Kerns, Knudsen, Laszloffy, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, McNiven, Mehlhoff, Miller, Neill, Noonan, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Schreiner, Schwaderer, C. Smith, Squires, Steenberg, Swanson, Vance, Welborn, Williams, Wilmer, Wilson, Woods.
Total 53

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 117 - Representative D. Jones moved **SB 117** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Harris, Welborn.
Total 2

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Salomon.
Total 1

SB 175 - Majority Leader Vance moved consideration of **SB 175** be placed at the bottom of the second reading board. Motion carried.

SB 173 - Representative Reichner moved **SB 173** be concurred in.

SB 173 - Representative D. Moore moved **SB 173**, second reading copy, be amended as follows:

1. Title, page 1, line 15.
Following: "OBLIGATIONS"
Insert: "AND CLEARLY ASSIGNING ALL LIABILITY FOR OLD FUND AND NEW FUND CLAIMS TO THE STATE FUND"

2. Page 5, line 8.
Strike: "PREMIUMS PAID TO THE STATE FUND BASED UPON WAGES PAYABLE ON OR AFTER JULY 1, 2013, MAY BE USED"
Insert: "After the one-time general fund transfer to the state fund, all liability for and the responsibility"

3. Page 5, lines 10 through 11.

Following: "1990, OR"
Insert: "on or"
Following: the second "1990,"
Strike: "SUBJECT TO" on line 10 through "TRANSFER" on line 11
Insert: "belong to the state fund"

4. Page 5, line 27 through line 30.
Following: "1990"
Strike: the rest of line 27 through "(1)(C)" on line 30

Amendment adopted as follows:
Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Harris, Jones, Kary, Kerns.
Total 4

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Warburton.
Total 1

SB 173 - Minority Leader Hunter moved **SB 173**, second reading copy, be amended as follows:

1. Page 6, line 26.
Strike: "$43.989"
Insert: "$39.6"

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom,

Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Cook, Harris, Kerns, O'Neil.
Total 4

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 173 - Representative Reichner moved **SB 173**, as amended, be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 95

Nays: J. Bennett, Doane, Harris, Kerns, Zolnikov.
Total 5

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 201 - Representative Connell moved **SB 201** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Schwaderer, Williams.
Total 2

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Connell.
Total 1

SB 231 - Representative Calf Boss Ribs moved **SB 231** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Ehli, Fiscus, Fitzpatrick, Gibson, Gursky, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Jones, Knudsen, Laszloffy, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 71

Nays: J. Bennett, Blyton, Brodehl, Cuffe, Doane, Edmunds, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Harris, Howard, Ingraham, Kary, Kerns, Lang, Lavin, McNiven, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, C. Smith, Warburton, Mr. Speaker.
Total 29

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 240 - Representative Miller moved **SB 240** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: MacDonald, Pomnichowski, Wilson.
Total 3

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

SB 265 - Representative Cuffe moved **SB 265** be concurred in.

SB 265 - Representative Williams moved **SB 265**, second reading copy, be amended as follows:

1. Page 1, line 22.
Strike: "MAY PROVIDE RECOMMENDATIONS TO"
Insert: "shall request that at least one representative of"

2. Page 1, line 23.
Following: "COMMISSION"
Insert: "attend each water policy interim committee meeting to provide testimony and answer questions."

3. Page 1, line 24.
Strike: "64TH"
Insert: "63RD"

4. Page 1, line 30.
Strike: "15, 2014"
Insert: "30, 2013"

5. Page 3, line 7.
Strike: "BIENNIUM"
Insert: "fiscal year"

Amendment **not** adopted as follows:

Yeas: B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Connell, Court, Curtis, Dudik, Eck, Gursky, Hertz, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Jones, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 45

Nays: Ankney, Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hollandsworth, Howard, Ingraham, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 55

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 265 - Representative Brodehl moved for cloture. Motion Carried. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McCarthy, McClafferty, McNiven, Mehlhoff, Miller, Moore, Noonan, O'Hara, O'Neil, Pease-Lopez, Pierson, Pomnichowski,

Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 84

Nays: B. Bennett, Boland, Boss Ribs, Court, MacDonald, McChesney, McNally, Neill, Peppers, Price, Schreiner, B. Smith, Squires, Whitford, Williams.
Total 15

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Osmundson.
Total 1

SB 265 - Representative Cuffe moved **SB 265** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 59

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Kary, Kerns, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, McNiven, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 41

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 280 - Representative Knudsen moved **SB 280** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 386 - Representative Steenberg moved **SB 386** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Ehli, Fiscus, Flynn, Gibson, Glimm, Gursky, Hagan, Hagstrom, Halvorson, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods.
Total 87

Nays: Edmunds, Fitzpatrick, Galt, Hansen, Harris, Kerns, McNiven, Randall, Redfield, C. Smith, Zolnikov, Mr. Speaker.
Total 12

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Greef.
Total 1

SB 392 - Representative B. Bennett moved **SB 392** be concurred in. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Ehli, Fiscus, Flynn, Gibson, Greef, Gursky, Hagan, Hagstrom, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 80

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Edmunds, Fitzpatrick, Galt, Glimm, Halvorson, Hansen, Jones, Kary, Kerns, Redfield, Regier, C. Smith, Vance, Wagoner, White, Zolnikov.
Total 20

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 175 - Representative Salomon moved **SB 175** be concurred in.

SB 175 - Representative Miller moved **SB 175** be sent back to the Education Committee to review all floor amendments and finalize **SB 175**. Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Blyton, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fiscus, Flynn, Galt, Glimm, Hansen, Harris, Hertz, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Lenz, Miller, O'Neil, Osmundson, Randall, Regier, Schwaderer, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov.
Total 35

Nays: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Fitzpatrick, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill,

Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 64

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Laszloffy.
Total 1

SB 175 - Minority Leader Hunter moved for cloture. Motion Carried. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kerns, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Fiscus, Harris, Kary, Knudsen, Miller, Schwaderer.
Total 6

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 175 - Representative Cook moved **SB 175**, second reading copy, be amended as follows:

1. Title, page 1, line 12.
Following: "~~DISTRICTS;~~"
Insert: "REDIRECTING OIL AND NATURAL GAS PRODUCTION TAX REVENUE FROM THE STATE GENERAL FUND TO A NEW NATURAL RESOURCE DEVELOPMENT K-12 FUNDING PAYMENT TO SUPPORT BASE BUDGETS OF SCHOOL DISTRICTS;"

2. Title, page 1, line 16.
Following: "~~AND~~"
Insert: "THE NATURAL RESOURCE DEVELOPMENT K-12 FUNDING PAYMENT AND"

3. Title, page 1, line 18.
Following: "~~AND~~"
Insert: "REVISING AND"

4. Title, page 1, line 20 through line 21.
Strike: "INCREASING" on line 20 through "BUDGET;" on line 21

5. Title, page 1, line 24.
Strike: "AND FOURTH"

6. Title, page 2, line 11.
Following: "~~DISTRIBUTION;~~"
Insert: "PROVIDING AN APPROPRIATION; ESTABLISHING A STATE SPECIAL REVENUE ACCOUNT TO TRANSFER MONEY TO THE GUARANTEE ACCOUNT TO SUPPORT INCREASES IN THE BASIC ENTITLEMENT AND PROVIDING FOR A TRANSFER FROM THE GENERAL FUND TO THE ACCOUNT;"

7. Page 2, line 13.
Following: "~~20-7-102,~~"
Insert: "20-7-102,"
Following: "~~20-9-141,~~"
Insert: "20-9-141,"

8. Title, page 2, line 16.
Following: "DATES"
Strike: "AND"
Insert: ","

9. Title, page 2, line 17.
Following: "DATE"
Insert: ", AND A TERMINATION DATE"

10. Page 3, line 24.
Strike: "$20 times"
Following: "20-9-311"
Insert: ", multiplied by:
(a) $10 for fiscal year 2014;
(b) $15 for fiscal year 2015; and
(c) $20 for fiscal year 2016 and subsequent fiscal years"

11. Page 3, line 29.
Following: "(3)"
Strike: "THE"
Insert: "Unless funds are otherwise appropriated at higher amounts by the legislature, the"

12. Page 3, line 29 through line 30.
Strike: "AN AMOUNT" on line 29 through "SYSTEM" on line 30
Insert: "no more than $500,000 per biennium"

13. Page 4, line 1.
Strike: "DEVELOPING" through "SYSTEM"
Insert: "mediating with vendors, developing a plan, preparing a request for proposal solicitation package, managing the vendor contract, and implementing a plan with school districts for the statewide data system. This limitation does not apply if the office of public instruction develops and administers the statewide data system without a vendor"

14. Page 6, line 27.
Following: line 26
Insert: "Section 3. Section 20-7-102, MCA, is amended to read:

"20-7-102. Accreditation of schools. (1) The conditions under which each elementary school, each middle school, each junior high school, 7th and 8th grades funded at high school rates, and each high school operates must be reviewed by the superintendent of public instruction to determine compliance with the standards of accreditation. The accreditation status of each school must then be established by the board of public education upon the recommendation of the superintendent of public instruction. Notification of the accreditation status for the applicable school year or years must be given to each district by the superintendent of public instruction.

(2) A school may be accredited for a period consisting of 1, 2, 3, 4, or 5 school years, except that multiyear accreditation may be granted only to schools that are in compliance with 20-4-101.

(3) A nonpublic school may, through its governing body, request that the board of public education accredit the school. Nonpublic schools may be accredited in the same manner as provided in subsection (1).

(4) As used in this section, "7th and 8th grades funded at high school rates" means an elementary school district or K-12 district elementary program whose 7th and 8th grades are funded as provided in ~~20-9-306(14)(c)(ii)~~ 20-9-306(15)(c)(ii).""
Renumber: subsequent sections

15. Page 11.
Following: line 22
Insert: "Section 5. Section 20-9-141, MCA, is amended to read:

"20-9-141. Computation of general fund net levy requirement by county superintendent. (1) The county superintendent shall compute the levy requirement for each district's general fund on the basis of the following procedure:

(a) Determine the funding required for the district's final general fund budget less the

sum of direct state aid, the natural resource development K-12 funding payment, and the special education allowable cost payment for the district by totaling:

(i) the district's nonisolated school BASE budget requirement to be met by a district levy as provided in 20-9-303; and

(ii) any general fund budget amount adopted by the trustees of the district under the provisions of 20-9-308 and 20-9-353.

(b) Determine the money available for the reduction of the property tax on the district for the general fund by totaling:

(i) the general fund balance reappropriated, as established under the provisions of 20-9-104;

(ii) amounts received in the last fiscal year for which revenue reporting was required for each of the following:

(A) interest earned by the investment of general fund cash in accordance with the provisions of 20-9-213(4); and

(B) any other revenue received during the school fiscal year that may be used to finance the general fund, excluding any guaranteed tax base aid;

(iii) anticipated oil and natural gas production taxes;

(iv) pursuant to subsection (4), anticipated revenue from coal gross proceeds under 15-23-703; and

(v) school district block grants distributed under 20-9-630.

(c) Notwithstanding the provisions of subsection (2), subtract the money available to reduce the property tax required to finance the general fund that has been determined in subsection (1)(b) from any general fund budget amount adopted by the trustees of the district, up to the BASE budget amount, to determine the general fund BASE budget levy requirement.

(d) Determine the sum of any amount remaining after the determination in subsection (1)(c) and any tuition payments for out-of-district pupils to be received under the provisions of 20-5-320 through 20-5-324, except the amount of tuition received for a pupil who is a child with a disability in excess of the amount received for a pupil without disabilities, as calculated under 20-5-323(2).

(e) Subtract the amount determined in subsection (1)(d) from any additional funding requirement to be met by an over-BASE budget amount, a district levy as provided in 20-9-303, and any additional financing as provided in 20-9-353 to determine any additional general fund levy requirements.

(2) The county superintendent shall calculate the number of mills to be levied on the taxable property in the district to finance the general fund levy requirement for any amount that does not exceed the BASE budget amount for the district by dividing the amount determined in subsection (1)(c) by the sum of:

(a) the amount of guaranteed tax base aid that the district will receive for each mill levied, as certified by the superintendent of public instruction; and

(b) the current total taxable valuation of the district, as certified by the department of revenue under 15-10-202, divided by 1,000.

(3) The net general fund levy requirement determined in subsections (1)(c) and (1)(d) must be reported to the county commissioners by the later of the first Tuesday in September or within 30 calendar days after receiving certified taxable values by the county superintendent as the general fund net levy requirement for the district, and a levy must be set by the county commissioners in accordance with 20-9-142.

(4) For each school district, the department of revenue shall calculate and report to the county superintendent the amount of revenue anticipated for the ensuing fiscal year from revenue from coal gross proceeds under 15-23-703.""
Renumber: subsequent sections

16. Page 11.
Following: line 30
Insert: "(b) starting in fiscal year 2015, the natural resource development K-12 funding payment for a variable percentage of the basic and per-ANB entitlements above the direct state aid for the general fund budget of a district, as referenced in subsection (10);"
Renumber: subsequent subsections

17. Page 12, line 30.
Strike: ","
Insert: ":"

18. Page 13, line 3.
Following: "~~(i)~~"
Insert: "(i)"
Strike: the first "year"
Insert: "years"
Following: "and"
Insert: "2015 and $300,000 for"
Following: the second "year"
Insert: "for school districts with an ANB of 800 or fewer; and
(ii) $290,000 for fiscal years 2014 and 2015 and $300,000 for each succeeding fiscal year for school districts with an ANB of more than 800, plus $12,000 for fiscal years 2014 and 2015 and $15,000 for each succeeding fiscal year for each additional 80 ANB over 800"

19. Page 13, line 9.
Strike: ","
Insert: ":"

20. Page 13, line 12.
Following: "~~(i)~~"
Insert: "(i)"
Strike: the first "year"
Insert: "years"
Following: "and"
Insert: "2015 and $50,000 for"
Following: the second "year"
Insert: "for school districts or K-12 district elementary programs with an ANB of 250 or fewer; and
(ii) $40,000 for fiscal years 2014 and 2015 and $50,000 for each succeeding fiscal year for school districts or K-12 district elementary programs with an ANB of more than 250, plus

$2,000 for fiscal years 2014 and 2015 and $2,500 for each succeeding fiscal year for each additional 25 ANB over 250"

21. Page 13, line 19.
Strike: ","
Insert: ":"

22. Page 13, line 22.
Following: "(A)"
Insert: "(A)"
Strike: the first "year"
Insert: "years"
Following: "and"
Insert: "2015 and $50,000 for"
Following: the second "year"
Insert: "for school districts or K-12 district elementary programs with an ANB of 250 or fewer; and

(B) $40,000 for fiscal years 2014 and 2015 and $50,000 for each succeeding fiscal year for school districts or K-12 district elementary programs with an ANB of more than 250, plus $2,000 for fiscal years 2014 and 2015 and $2,500 for each succeeding fiscal year for each additional 25 ANB over 250"

23. Page 13, line 28.
Strike: ","
Insert: ":"

24. Page 14, line 1.
Following: "(A)"
Insert: "(A)"
Strike: the first "year"
Insert: "years"
Following: "and"
Insert: "2015 and $100,000 for"
Following: the second "year"
Insert: "for the school districts or K-12 district elementary programs with combined grades 7 and 8 with an ANB of 450 or fewer; and

(B) $80,000 for fiscal years 2014 and 2015 and $100,000 for each succeeding fiscal year for school districts or K-12 district elementary programs with combined grades 7 and 8 with an ANB of more than 450, plus $4,000 for fiscal years 2014 and 2015 and $5,000 for each succeeding fiscal year for each additional 45 ANB over 450"

25. Page 14.
Following: line 25
Insert: "(10) "Natural resource development K-12 funding payment" means the payment, starting in fiscal year 2015, of a variable percentage of the basic and per-ANB

entitlements above the direct state aid for the general fund budget of a district. The total payment to school districts may not exceed the greater of 50% of the fiscal year 2012 oil and natural gas production taxes deposited into the general fund pursuant to 15-36-331(4) or 50% of the oil and natural gas production taxes deposited into the general fund pursuant to 15-36-331(4) for the fiscal year occurring 2 fiscal years prior to the school fiscal year in which the payment is provided, plus any excess interest and income revenue appropriated by the legislature pursuant to 20-9-622(3)(a). The amount of the natural resource development K-12 funding payment must be determined as follows:

(a) for fiscal year 2015, $3 million; and

(b) for fiscal year 2016 and each subsequent year, the payment must be, subject to the limitations of this subsection (10), an amount sufficient to offset any estimated increase in statewide revenue from the general fund BASE budget levy provided for in 20-9-141 that is anticipated to result from increases in the basic or per-ANB entitlements plus any excess interest and income revenue appropriated by the legislature pursuant to 20-9-622(3)(a). The superintendent of public instruction shall incorporate a natural resource development K-12 funding payment calculated in compliance with this subsection (10)(b) in preparing and submitting an agency budget pursuant to 17-7-111 and 17-7-112."

Renumber: subsequent subsections

26. Page 15, line 25 through line 26.
Strike: "resulting" on line 25 through "20-9-311," on line 26
Insert: "calculated"

27. Page 17, line 7.
Following: "(1)"
Insert: "(a)"
Strike: "subsection"
Insert: "subsections (1)(b) and"

28. Page 17, line 8.
Strike: "150%"
Insert: "130%"

29. Page 17.
Following: line 9
Insert: "(b) For fiscal years 2014 through 2017 for a school district with a maximum general fund budget of less than $1.5 million, the maximum amount of oil and gas production taxes that a school district may retain is 150% of the school district's maximum general fund budget."

30. Page 17, line 16.
Strike: "30"
Insert: "34"

31. Page 17, line 24.
Strike: "150%"
Insert: "130%"

32. Page 17, line 28.
Strike: "150%"
Insert: "130%"

33. Page 18, line 9.
Strike: "150%"
Insert: "130%"

34. Page 18, line 20.
Strike: "150%"
Insert: "130%"

35. Page 20, line 22.
Strike: "2020"
Insert: "2016"

36. Page 20.
Following: line 23
Insert: "Section 9. Section 20-9-310, MCA, is amended to read:

"20-9-310. ~~(Temporary)~~ Oil and natural gas production taxes for school districts -- allocation and limits. (1) ~~The~~ Except as provided in subsection (8), the maximum amount of oil and natural gas production taxes that a school district may retain is 130% of the school district's maximum budget, determined in accordance with 20-9-308.

(2) Upon receipt of school district budget reports required under 20-9-134, the superintendent of public instruction shall provide the department of revenue with a list reporting the maximum general fund budget for each school district.

(3) The department of revenue shall make the full quarterly distribution of oil and natural gas production taxes as required under 15-36-332(6) until the amount distributed reaches the limitation in subsection (1) of this section. The department of revenue shall deposit any amount exceeding the limitation in subsection (1) in the state school oil and natural gas distribution account provided for in [section 34].

(4) ~~For fiscal year 2012,~~ By the last day of the month immediately following the month in which the quarterly distribution of oil and natural gas production taxes in subsection (3) is made, the office of public instruction shall distribute any amount of oil and natural gas production taxes exceeding the limitation in subsection (1) ~~must be deposited in the guarantee account as provided in 20-9-622.~~ based on allocations determined by the department of revenue pursuant to subsection (3) as follows:

(a) 70% of the retained amount must be deposited in the guarantee account provided for in 20-9-622;

(b) 5% of the retained amount must be deposited in the state school oil and natural gas

impact account provided for in 20-9-517; and

(c) 25% of the retained amount must be distributed to the counties for deposit in the county school oil and natural gas impact fund provided for in 20-9-518.

(5) Subject to the limitation in subsection (1) and except as provided in subsection (7), the trustees shall budget and allocate the oil and natural gas production taxes received by the district as follows:

~~(a) for fiscal year 2012, the trustees shall budget in the general fund an amount of oil and natural gas production taxes equal to the lesser of 25% of the total oil and natural gas production taxes received by the district in the prior year or the general fund levy requirement;~~

~~(b) for fiscal year 2013, the trustees shall budget in the general fund an amount of oil and natural gas production taxes equal to the lesser of 35% of the total oil and natural gas production taxes received by the district in the prior year or the general fund levy requirement;~~

~~(c) for fiscal year 2014, the trustees shall budget in the general fund an amount of oil and natural gas production taxes equal to the lesser of 45% of the total oil and natural gas production taxes received by the district in the prior year or the general fund levy requirement;~~

~~(d)~~(a) ~~for each succeeding fiscal year,~~ the trustees shall budget in the general fund an amount of oil and natural gas production taxes equal to the lesser of ~~55%~~ 25% of the total oil and natural gas production taxes received by the district in the prior year or the general fund levy requirement;

~~(e)~~(b) oil and natural gas production taxes received by the district must be deposited in the general fund until the ~~budgeted amount~~ limit under subsection (5)(a) is reached; and

~~(f)~~(c) all remaining oil and natural gas production tax revenue may be deposited in any budgeted fund.

(6) Except as provided in subsection (7), 50% of the oil and natural gas production taxes deposited in the general fund pursuant to subsection (5)(a) must be applied to the BASE budget levy. Remaining oil and natural gas production taxes deposited in the general fund may be applied to either the BASE budget levy or the over-BASE budget levy at the discretion of the board of trustees.

(7) The provisions of subsections (5) and (6) do not apply to the following:

(a) a district that has a maximum general fund budget of less than $1 million;

(b) a district whose oil and gas revenue combined with its adopted general fund budget total 105% or less of its maximum general fund budget;

(c) a district that has a maximum general fund budget of $1 million or more and has had an unusual enrollment increase approved by the superintendent of public instruction as provided in 20-9-314 in the year immediately preceding the fiscal year to which subsections (5) and (6) would otherwise apply; or

(d) a district that has issued outstanding oil and natural gas revenue bonds. Any funds received pursuant to this subsection (7) must first be applied by the district to payment of debt service obligations for oil and natural gas revenue bonds for the next 12-month period.

(8) The limit on oil and natural gas production taxes that a school district may retain under subsection (1) must be increased for any school district with an unusual enrollment increase approved by the superintendent of public instruction as provided in 20-9-314. The increase in the limit on oil and natural gas production taxes that a school district may retain under subsection (1) applies in the year immediately following the fiscal year in which the office of public instruction has approved the district's unusual enrollment increase and must be calculated by multiplying $45,000 times each additional ANB approved by the superintendent of

public instruction as provided in 20-9-314.

~~(6)~~(9) In any year in which the actual oil and natural gas production taxes received by a school district are less than 50% of the total oil and natural gas production taxes received by the district in the prior year, the district may transfer money from any budgeted fund to its general fund in an amount not to exceed the amount of the shortfall.

~~(7) Beginning in fiscal year 2013, for any amount retained by the department of revenue in compliance with the limitation in subsection (1), the amount retained must be allocated as follows:~~

~~(a) 70% of the retained amount must be deposited in the guarantee account provided for in 20-9-622;~~

~~(b) 5% of the retained amount must be deposited in the state school oil and natural gas impact account provided for in 20-9-517; and~~

~~(c) 25% of the retained amount must be distributed to the counties for deposit in the county school oil and natural gas impact fund provided for in 20-9-518.~~ ~~(Terminates June 30, 2016--sec. 29, Ch. 418, L. 2011.)~~""

Renumber: subsequent sections

37. Page 21, line 1.
Strike: ","
Insert: "and to a count of regularly enrolled pupils on"

38. Page 21, line 1 through line 2.
Strike: ",AND" on line 1 through "YEAR," on line 2

39. Page 21, line 3.
Strike: "FOUR"
Insert: "three"

40. Page 28, line 6.
Following: "~~20-9-330~~"
Insert: ", the data-for-achievement payment, and the general fund payments in 20-9-327 through 20-9-330"

41. Page 28, line 23.
Strike: "and" through "section"

42. Page 28, line 24 through line 25.
Strike: "for state" on line 24 through "aid" on line 25

43. Page 28, line 26.
Following: "received."
Insert: "Except as provided in subsection (2), money in the guarantee account must be used for state equalization aid."

44. Page 30, line 8.
Strike: "AND"

45. Page 30, line 10.
Following: "~~payment;~~"
Insert: "and
(vii) the total natural resource development K-12 funding payment;"

46. Page 30, line 16.
Strike: "AND"

47. Page 30, line 18.
Following: "~~payment;~~"
Insert: "and
(vii) the total natural resource development K-12 funding payment;"

48. Page 30, line 26.
Strike: "AND"
Following: "payment"
Insert: ", and the total natural resource development K-12 funding payment"

49. Page 40, line 22.
Strike: "25"
Insert: "28"

50. Page 44, line 11.
Insert: "Section 30. Section 20-9-517, MCA, is amended to read:

"20-9-517. (Effective July 1, ~~2013~~ 2016) State school oil and natural gas impact account. (1) There is a state school oil and natural gas impact account in the state special revenue fund provided for in 17-2-102. The purpose of the account is to provide money to schools that are not receiving oil and natural gas production taxes under 15-36-331 ~~but are impacted by contiguous counties that are benefiting from receipt of oil and natural gas production taxes~~ in an amount sufficient to address oil and gas development impacts.

(2) There must be deposited in the account oil and natural gas production taxes, if any, pursuant to ~~20-9-310(7)~~ 20-9-310(4)(b) and any amounts pursuant to 20-9-104(6).

(3) A school district may apply to the superintendent of public instruction for funds from the account for circumstances that are directly related to impacts resulting from the development or cessation of development of oil and natural gas as follows:

(a) an unusual enrollment increase as determined pursuant to 20-9-314;

(b) a district's need to hire new teachers or staff as a result of increased enrollment;

(c) the opening or reopening of an elementary or high school approved by the superintendent of public instruction pursuant to 20-6-502 or 20-6-503; or

(d) major maintenance for a school or district.

(4) In reviewing an applicant's request for funding, the superintendent of public instruction shall consider the following:

(a) the local district's or school's need;
(b) the severity of the energy development impacts;
(c) availability of funds in the account; and
(d) the applicant district's ability to meet the needs identified in subsection (3).

(5) The superintendent of public instruction shall adopt rules necessary to implement the application and distribution process.

(6) The amount in the account may not exceed $7.5 million. Any amount over $7.5 million must be deposited in the ~~state general fund~~ guarantee account and distributed in the same manner as provided in 20-9-622(3).""

51. Page 46, line 11.
Following: "~~20-9-306~~"
Insert: "as part of the natural resource development
K-12 funding payment referred to in 20-9-306"

52. Page 46, line 28 through line 30.
Strike: "common" on line 28 through "related" on line 30

53. Page 47, line 9.
Strike: "150%"
Insert: "130%"

54. Page 47, line 15.
Insert: "NEW SECTION. **Section 35. Montana support for schools special revenue account.** (1) There is a Montana support for schools special revenue account within the state special revenue fund established in 17-2-102.

(2) Money must be transferred into the Montana support for schools special revenue account pursuant to [section 36].

(3) Money in the account must be transferred to the guarantee account pursuant to and for the purposes described in [section 36]."

Insert: "NEW SECTION. **Section 36. Transfers of funds.** (1) Prior to June 30, 2013, there is transferred $22,950,178 from the state general fund to the Montana support for schools special revenue account, provided for in [section 35], for purposes of funding the costs of restructuring the basic entitlement for fiscal years 2014 and 2015 under the provisions of [this act].

(2) After July 1, 2013, and prior to July 30, 2013, there is transferred from the Montana support for schools special revenue account to the guarantee account, provided for in 20-9-622, $11,475,089 for state equalization aid in fiscal year 2014.

(3) After July 1, 2014, and prior to July 30, 2014, there is transferred from the Montana support for schools special revenue account to the guarantee account, provided for in 20-9-622, $11,475,089 for state equalization aid in fiscal year 2015.

(4) The amounts transferred to the guarantee account under this section must be excluded from the calculation of excess interest and income revenue under 20-9-342."

Insert: "NEW SECTION. **Section 37. Appropriation.** For the biennium beginning July 1, 2013, there is appropriated:

(1) $25.8 million from the state general fund to the office of public instruction for school district BASE aid;

(2) $22.3 million from the state school oil and natural gas distribution account for the purposes specified in [section 34]; and

(3) $13,522 from the state general fund to the office of public instruction for costs associated with the K-12 data task force under [section 1]."

Renumber: subsequent sections

55. Page 47, line 17.
Strike: "[Sections 1, 7, and 8]"
Insert: "[Sections 1 and 7]"

56. Page 47, line 30.
Strike: "25, 29, AND 30"
Insert: "28, 33, 34, and 35"

57. Page 48, line 2.
Strike: "25, 29, AND 30"
Insert: "28, 33, 34, and 35"

58. Page 48, line 3.
Strike: "24"
Insert: "27"

59. Page 48, line 4.
Strike: "24"
Insert: "27"

60. Page 48, line 10.
Strike: "SUBSECTION (2)"
Insert: "subsections (2) and (3)"

61. Page 48, line 14.
Following: "(2)"
Insert: "[Sections 9 and 30] are effective July 1, 2016.

(3)"
Strike: "26 AND 27"
Insert: "29 and 31"

62. Page 48, line 15.
Following: line 14
Insert: "NEW SECTION. **Section 43. Termination.** [Sections 8, 29, and 35] terminate June 30, 2016."

Amendment adopted as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hagan, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 55

Nays: Ballance, J. Bennett, Blyton, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov, Mr. Speaker.
Total 45

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 175 - Representative Hansen moved **SB 175**, second reading copy, be amended as follows:

1. Title, page 2, line 13.
Following: "SECTIONS"
Insert: "20-2-121,"

2. Page 4.
Following: line 1
Insert: "Section 3. Section 20-2-121, MCA, is amended to read:

"20-2-121. Board of public education -- powers and duties. The board of public education shall:

(1) effect an orderly and uniform system for teacher certification and specialist certification and for the issuance of an emergency authorization of employment by adopting the policies prescribed by 20-4-102 and 20-4-111;

(2) consider the suspension or revocation of teacher or specialist certificates and appeals from the denial of teacher or specialist certification in accordance with the provisions of 20-4-110;

(3) administer and order the distribution of BASE aid in accordance with the provisions of 20-9-344;

(4) adopt and enforce policies to provide uniform standards and regulations for the

design, construction, and operation of school buses in accordance with the provisions of 20-10-111;

(5) adopt policies prescribing the conditions when school may be conducted on Saturday and the types of pupil-instruction-related days and approval procedure for those days in accordance with the provisions of 20-1-303 and 20-1-304;

(6) adopt standards of accreditation and establish the accreditation status of every school in accordance with the provisions of 20-7-101 and 20-7-102;

(7) approve or disapprove educational media selected by the superintendent of public instruction for the educational media library in accordance with the provisions of 20-7-201;

(8) adopt policies for the conduct of special education in accordance with the provisions of 20-7-402;

(9) adopt rules for issuance of documents certifying equivalency of completion of secondary education in accordance with 20-7-131;

(10) adopt policies for the conduct of programs for gifted and talented children in accordance with the provisions of 20-7-903 and 20-7-904;

(11) adopt rules for student assessment in the public schools ensuring the following:

(a) that the technology infrastructure, connectivity, and capacity of all public schools and districts that administer statewide assessments pursuant to the common core curriculum adopted by the board on November 4, 2011, without the fiscal analysis required by 20-7-102(2) and (3) are load tested and independently verified to be adequate, efficient, and reliable; and

(b) that only after the testing and verification required in subsection (11)(a) occur may the full implementation of online common core assessments for K-12 public school students be conducted; and

(12) perform any other duty prescribed from time to time by this title or any other act of the legislature.""

3. Page 17, line 16.
Strike: "30"
Insert: "31"

4. Page 40, line 22.
Strike: "25"
Insert: "26"

5. Page 47, line 30.
Strike: "25, 29, AND 30"
Insert: "26, 30, and 31"

6. Page 48, line 2.
Strike: "25, 29, AND 30"
Insert: "26, 30, and 31"

7. Page 48, line 3.
Strike: "24"
Insert: "25"

8. Page 48, line 4.
Strike: "24"
Insert: "25"

9. Page 48, line 14.
Strike: "26 AND 27"
Insert: "27 and 28"

Amendment **not** adopted as follows:

Yeas: Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov, Mr. Speaker.
Total 48

Nays: Ankney, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hagan, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 51

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Schwaderer.
Total 1

SB 175 - Representative Hansen moved **SB 175**, second reading copy, be amended as follows:

1. Title, page 2, line 13.
Following: "SECTIONS"
Insert: "20-7-101,"

2. Page 4.
Following: line 1
Insert: "Section 3. Section 20-7-101, MCA, is amended to read:
"20-7-101. Standards of accreditation. (1) Standards of accreditation for all schools must be adopted by the board of public education upon the recommendations of the superintendent of public instruction.

(2) Prior to adoption or amendment of any accreditation standard, the board shall submit each proposal to the education and local government interim committee for review. The interim committee shall request a fiscal analysis to be prepared by the legislative fiscal division. The legislative fiscal division shall provide its analysis to the interim committee and to the office of budget and program planning to be used in the preparation of the executive budget.

(3) If the fiscal analysis of the proposal is found by the legislative fiscal division to have a substantial fiscal impact, the board may not implement the standard until July 1 following the next regular legislative session and shall request that the same legislature fund implementation of the proposed standard. A substantial fiscal impact is an amount that cannot be readily absorbed in the budget of an existing school district program.

(4)(a) The board of public education may not adopt any additional standards related to the common core curriculum beyond those standards adopted by the board on November 4, 2011, until after October 1, 2018.

(b) Prior to September 1, 2018, the board of public education shall evaluate the effectiveness of the changes in standards of accreditation adopted by the board on November 4, 2011, and report to the education and local government interim committee. The evaluation and report must include:

(i) a comparison of student achievement before and after adoption of standards related to the common core curriculum;

(ii) an evaluation of the quality of curricula designed to meet the standards related to the common core curriculum;

(iii) a summary of the results of a survey of teachers related to the changes in standards of accreditation;

(iv) a consideration of other standards of accreditation that may result in increased levels of student achievement; and

(v) an evaluation of the assessment related to the common core curriculum and the assessment implementation.

~~(4)~~(5) Standards for the retention of school records must be as provided in 20-1-212.""

Renumber: subsequent sections

3. Page 17, line 16.
Strike: "30"
Insert: "31"

4. Page 40, line 22.
Strike: "25"
Insert: "26"

5. Page 47, line 30.
Strike: "25, 29, AND 30"
Insert: "26, 30, and 31"

6. Page 48, line 2.
Strike: "25, 29, AND 30"
Insert: "26, 30, and 31"

7. Page 48, line 3.
Strike: "24"
Insert: "25"

8. Page 48, line 4.
Strike: "24"
Insert: "25"

9. Page 48, line 14.
Strike: "26 AND 27"
Insert: "27 and 28"

Amendment **not** adopted as follows:

Yeas: Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, Mr. Speaker.
Total 48

Nays: Ankney, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hagan, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 52

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 175 - Representative Schwaderer moved **SB 175**, second reading copy, be amended as follows:

1. Page 9, line 24.
Strike: "THE"
Insert: "personally identifiable"

2. Page 9, line 25.
Strike: "INDIVIDUAL"
Insert: "personally identifiable"

3. Page 9, line 27.
Strike: "THIS"
Insert: "personally identifiable"

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Kerns.
Total 1

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 175 - Representative Brodehl moved for cloture. Motion Carried. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Eck, Edmunds, Ehli, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kerns, Knudsen, Laszloffy, Lavin, Lenz, Lieser, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 85

Nays: Cuffe, Curtis, Doane, Dudik, Fiscus, Fitzpatrick, Hertz, Kary, Lang, Lynch, Miller, Noonan, Squires, Warburton, Zolnikov.
Total 15

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 175 - Representative Salomon moved **SB 175**, as amended, be concurred in. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Fitzpatrick, Flynn, Gibson, Gursky, Hagan, Halvorson, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lang, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 60

Nays: Ballance, J. Bennett, Blyton, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fiscus, Galt, Glimm, Greef, Hagstrom, Hansen, Harris, Hertz, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, McNiven, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov, Mr. Speaker.
Total 40

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Vance moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Wagoner moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Gibson, Glimm, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kerns,

Knudsen, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Whitford, Wilmer, Wilson, Woods, Mr. Speaker.
Total 86

Nays: Doane, Fitzpatrick, Galt, Greef, Harris, Kary, Lang, Miller, O'Neil, Regier, Warburton, White, Williams.
Total 13

Voted Absentee, None.

Excused: None.
Total 0

Absent or not voting: Zolnikov.
Total 1

MOTIONS

Representative Hansen moved **HB 277** be removed from third reading.

Motion **passed** as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Cook, Cuffe, Curtis, Doane, Dudik, Edmunds, Ehli, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 89

Nays: Berry, Connell, Court, Eck, Fiscus, Harris, Hertz, Hoven, Lenz, Neill, Osmundson.
Total 11

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative Hansen moved that the rules be **suspended** to allow reconsider action on **HB 277.**

Motion **passed** as follows:

Yeas: Ankney, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Kary, Kerns, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 86

Nays: Ballance, Court, Doane, Fiscus, Galt, Harris, Hertz, Hoven, Jones, Knudsen, Lenz, Osmundson, C. Smith, Warburton.
Total 14

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative Hansen moved to **reconsider** action on **HB 277** and that **HB 277** be placed on second reading on Tuesday, April 16, 2013.

Motion **passed** as follows:

Yeas: Ankney, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Reichner, Salomon, Schreiner, Schwaderer,

Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 87

Nays: Ballance, Brodehl, Court, Fiscus, Galt, Harris, Hertz, Hoven, Knudsen, Lenz, Osmundson, Regier, Warburton.
Total 13

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 188 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cuffe, Doane, Edmunds, Ehli, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McChesney, McClafferty, McNiven, Miller, Moore, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 73

Nays: B. Bennett, Boland, Cook, Court, Curtis, Dudik, Eck, Fiscus, Gursky, Hill, Hunter, Jacobson, MacDonald, McCarthy, McNally, Mehlhoff, Neill, Pomnichowski, Schreiner, B. Smith, Squires, Steenberg, Whitford, Williams, Wilmer, Wilson, Woods.
Total 27

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 22 adopted as follows:

Yeas: Ankney, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Ehli, Fiscus, Greef, Gursky, Hagan, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Jones, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 64

Nays: Ballance, J. Bennett, Berry, Brodehl, Cuffe, Doane, Edmunds, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Hagstrom, Harris, Howard, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, C. Smith, Vance, Wagoner, White, Zolnikov, Mr. Speaker.
Total 36

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 26 adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 84

Nays: J. Bennett, Brodehl, Court, Doane, Flynn, Hansen, Harris, Jones, Kerns, O'Neil, Osmundson, Pomnichowski, Schwaderer, C. Smith, Vance, Williams.
Total 16

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 69 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 88

Nays: B. Bennett, J. Bennett, Berry, Brodehl, Doane, Gursky, Harris, Kerns, Miller, O'Neil, Squires, Zolnikov.
Total 12

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 108 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Lang, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 78

Nays: J. Bennett, Brodehl, Cuffe, Doane, Galt, Halvorson, Hansen, Harris, Hollandsworth, Kerns, Knudsen, Laszloffy, O'Neil, Osmundson, Redfield, Regier, Schwaderer, C. Smith,

Vance, Wagoner, Warburton, Zolnikov.
Total 22

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 264 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Kary, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Washburn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 76

Nays: Blyton, Brodehl, Doane, Fitzpatrick, Flynn, Galt, Glimm, Harris, Howard, Jones, Kerns, Knudsen, Miller, O'Neil, Randall, Regier, Schwaderer, C. Smith, Vance, Wagoner, Welborn, White, Zolnikov, Mr. Speaker.
Total 24

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 355 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall,

Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Boss Ribs, Fitzpatrick, Whitford.
Total 3

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Vance moved **SB 173** be moved from the Committee of the Whole to the Appropriations committee.
Majority Leader Vance moved **SB 240** be moved from the Committee of the Whole to the Appropriations committee.
Majority Leader Vance moved **SB 280** be moved from the Committee of the Whole to the Appropriations committee.

Representative Vance moved **SB 175** be moved from the Committee of the Whole to the Appropriations committee.

Representative Hoven objected to the motion to re-refer **SB 175** to Appropriations.

Motion to re-refer **SB** 175 to Appropriations **failed** as follows:

Yeas: Bangerter, Brodehl, Coffin, Court, Cuffe, Doane, Dudik, Eck, Edmunds, Fiscus, Fitzpatrick, Glimm, Halvorson, Hertz, Hollenbaugh, Howard, Hunter, Ingraham, Jones, Kary, Knudsen, Lang, Lavin, Lenz, Lynch, MacDonald, McCarthy, McNiven, Neill, Noonan, O'Neil, Osmundson, Pomnichowski, Randall, Redfield, Regier, Schwaderer, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, White, Williams, Zolnikov, Mr. Speaker.
Total 49

Nays: Ankney, Ballance, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Connell, Cook, Curtis, Ehli, Flynn, Galt, Gibson, Greef, Gursky, Hagan, Hagstrom, Hansen, Harris, Hill, Hollandsworth, Hoven, Jacobson, Kerns, Laszloffy, Lieser, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, O'Hara, Pease-Lopez, Peppers, Pierson, Price,

Reichner, Salomon, Schreiner, Shaw, B. Smith, Welborn, Whitford, Wilmer, Wilson, Woods.
Total 51

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Vance moved to appoint a **Free** Conference Committee on **HB 97** and request the Senate to appoint a like committee. Motion Carried. Speaker Blasdel appointed:

4/15/2013

Representative Wilmer, Vice Chair
Representative Blyton
Representative Lenz

Majority Leader Vance moved to appoint a Conference Committee on **HB 133** and request the Senate to appoint a like committee. Motion Carried. Speaker Blasdel appointed:

4/15/2013

Representative Berry, Vice Chair
Representative Boland
Representative Lang

Majority Leader Vance moved to appoint a **Free** Conference Committee on **HB 240** and request the Senate to appoint a like committee. Motion Carried. Speaker Blasdel appointed:

4/15/2013

Representative C. Smith, Vice Chair
Representative Kerns
Representative MacDonald

Majority Leader Vance moved to appoint a **Free** Conference Committee on **HB 345** and request the Senate to appoint a like committee. Motion Carried. Speaker Blasdel appointed:

4/15/2013

Representative C. Smith, Vice Chair
Representative Fitzpatrick
Representative Steenberg

Majority Leader Vance moved to accede to the request of the Senate and appoint a **Free** Conference Committee on **SB 148**. Motion Carried. Speaker Blasdel appointed:

4/15/2013

Representative Fitzpatrick
Representative Curtis
Representative Hagan

Majority Leader Vance moved to accede to the request of the Senate and appoint a Conference Committee on **SB 198.** Motion Carried. Speaker Blasdel appointed:

4/15/2013

Representative Lavin
Representative Laszloffy
Representative Lynch

Majority Leader Vance moved to accede to the request of the Senate and appoint a Conference Committee on **SB 223**. Motion Carried. Speaker Blasdel appointed:

4/15/2013

Representative Reichner
Representative D. Jones
Representative Squires

Majority Leader Vance moved to accede to the request of the Senate and appoint a Conference Committee on **SB 256**. Motion Carried. Speaker Blasdel appointed:

4/15/2013

Representative Randall
Representative Peppers
Representative Redfield

Majority Leader Vance moved to accede to the request of the Senate and appoint a Conference Committee on **SB 323**. Motion Carried. Speaker Blasdel appointed:

4/15/2013

Representative Salomon
Representative Pierson
Representative Schwaderer

Majority Leader Vance moved to accede to the request of the Senate and appoint a Conference Committee on **SJR 18**. Motion Carried. Speaker Blasdel appointed:

4/15/2013

Representative Halvorson
Representative Howard
Representative McCarthy

Representative Hertz moved to reconsider action on **SB 387** and that **SB 387** be placed on second reading on Monday, April 15, 2013.

Motion **failed** as follows:

Yeas: Ballance, Bangerter, J. Bennett, Blyton, Cuffe, Doane, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, McNiven, Osmundson, Randall, Redfield, Regier,

Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, Mr. Speaker.
Total 42

Nays: Ankney, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Gibson, Gursky, Hagan, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 58

Voted Absentee: None

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative Ankney moved that **SB 375** be taken from Judiciary and brought before the Committee of the Whole.

Motion **failed** as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hagan, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 54

Nays: Ballance, J. Bennett, Blyton, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov, Mr. Speaker.
Total 46

Voted Absentee: None

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Vance moved that the House adjourn until 1:00 p.m., Tuesday, April 16, 2013. Motion carried.

House adjourned at 5:10 p.m.

LINDSEY GROVOM
Chief Clerk of the House

MARK BLASDEL
Speaker of the House

HOUSE JOURNAL
63RD LEGISLATURE
EIGHTIETH LEGISLATIVE DAY

Helena, Montana — House Chambers
April 16, 2013 — State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Coffin. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (O'Hara, Chair): 4/16/2013

Correctly printed: **HJR 27**, **HJR 30**, **SB 96**, **SB 143**, **SB 226**, **SB 280**, **SB 282**, **SB 369**, **SB 401**, **SJR 22**, **SJR 23**, **SJR 24**.
Correctly engrossed: **HJR 25**, **HJR 29**, **SB 173**, **SB 240**, **SB 405**, **SB 408**.
Correctly enrolled: **HB 86**, **HB 116**, **HB 254**, **HB 320**, **HB 355**, **HB 401**, **HB 498**, **HB 575**.
Examined by the sponsor and found to be correct: **HB 86**, **HB 188**, **HB 464**.
Transmitted to the Senate: **HJR 22**, **HJR 26**, **SB 69**, **SB 108**, **SB 201**, **SB 264**, **SB 265**, **SB 355**.
Signed by the President at 4:16 p.m., April 16, 2013: **HB 286**.
Signed by the Speaker at 6:00 p.m., April 16, 2013: **HB 61**, **HB 64**, **HB 171**, **HB 233**, **HB 239**, **HB 258**, **HB 259**, **HB 313**, **HB 433**, **HB 442**, **HB 533**, **HB 560**, **HB 605**.
Delivered to the Governor for approval at 10:09 a.m., April 16, 2013: **HB 118**.
Delivered to the Secretary of State at 9:50 a.m., April 16, 2013: **HJR 16**.

COMMUNICATIONS AND PETITIONS

Mr. Speaker: We, your committee on Legislative Administration, having examined the daily journals for the sixty-sixth, sixty-seventh, sixty-eighth, sixty-ninth, and seventieth legislative days, find the same to be correct.

Representative O'Hara, Chair

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ankney, Chair): 4/15/2013
SB 96, be concurred in. Report adopted.
SB 143, be concurred in. Report adopted.
SB 369, be concurred in. Report adopted.

APPROPRIATIONS (Ankney, Chair): 4/16/2013

SB 173, be amended as follows:

1. Page 6, line 28.
Strike: "$39.6"
Insert: "$28.7"

And, as amended, be concurred in. Report adopted.

SB 226, be concurred in. Report adopted.
SB 240, be concurred in. Report adopted.
SB 280, be concurred in. Report adopted.

BUSINESS AND LABOR (Berry, Chair): 4/16/2013
HJR 25, introduced joint resolution, be amended as follows:

1. Title, page 1, line 6.
Following: "STRUCTURE,"
Insert: "THE STRUCTURE OF THE STATE COMPENSATION INSURANCE FUND,"

2. Page 2.
Following: line 1
Insert: "WHEREAS, several other states have dismantled their state-based workers' compensation funds and a 2003-2004 study of similarly changing Montana's workers' compensation system to allow the State Compensation Insurance Fund to become independent of the state was conducted by the State Compensation Insurance Fund itself, and a new review of the State Compensation Insurance Fund's independence is again timely;"

3. Page 2.
Following: line 19
Insert: "(5) the structure of the State Compensation Insurance Fund as a state agency, the implications of independence on the Montana workers' compensation insurance system, and the requirements for separating the State Compensation Insurance Fund from state government;"
Renumber: subsequent subsections

4. Page 2, line 24.
Strike: "and"

5. Page 2, following line 24.
Insert: "(8) the impact on employees of changes to benefits, the definition of permanent partial disability, and other provisions enacted by the 2011 Legislature in House Bill No. 334; and"
Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

SJR 24, be concurred in. Report adopted.

JUDICIARY (Kerns, Chair): 4/16/2013
HJR 29, introduced joint resolution, be amended as follows:

1. Page 2, line 9.
Strike: "Montana"
Insert: "federal, state, and local"

2. Page 2, line 13.
Following: "trafficking;"
Strike: "and"

3. Page 2, line 14.
Following: "among"
Insert: "federal,"
Following: "state"
Insert: ","

4. Page 2, line 15.
Following: "trafficking"
Strike: "."
Insert: "and help rescue victims;"

5. Page 2, following line 15.
Insert: "(7) analyze if and how Montana's international border is used for human trafficking; and
(8) identify how and why victims are recruited for human trafficking."

6. Page 2, line 16.
Following: "study"
Insert: "should"

7. Page 2, line 18.
Following: "law enforcement,"
Insert: "community and faith-based organizations,"

And, as amended, do pass. Report adopted.

SJR 22, be concurred in. Report adopted.

NATURAL RESOURCES (Bennett, Chair): 4/15/2013
HJR 27, do pass. Report adopted.

TAXATION (Miller, Chair): 4/16/2013
HJR 30, do pass. Report adopted.
SJR 23, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House: 4/15/2013

HB 86, introduced by O'Hara
HB 116, introduced by Eck
HB 254, introduced by Cook
HB 320, introduced by B. Bennett
HB 355, introduced by Clark
HB 401, introduced by Welborn
HB 498, introduced by Hill
HB 575, introduced by Berry

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:
4/15/2013

HB 4, introduced by Ankney
HB 10, introduced by Pomnichowski
HB 11, introduced by Gibson
HB 363, introduced by Berry
HB 444, introduced by Jacobson
HB 582, introduced by Hertz
HB 583, introduced by Cook

House amendments to Senate bills concurred in: 4/15/2013

SB 94, introduced by D. Brown
SB 160, introduced by Tropila
SB 183, introduced by Arntzen
SB 250, introduced by Debby Barrett
SB 275, introduced by Buttrey
SB 325, introduced by Olson

Governor's amendments to **House bill** concurred in and returned to the House: 4/15/2013

HB 131, introduced by Gursky

MESSAGES FROM THE GOVERNOR

April 15,2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, MT 59620

Dear Speaker Blasdel:

On Monday, April 15, I signed and delivered the following House bills to the Secretary of State:

House Bill 66 - Hoven
House Bill 84 - Noonan
House Bill 124 - O'Hara
House Bill 127 - Berry
House Bill 170 - Galt
House Bill 388 - Cuffe
House Bill 451 - Galt
House Bill 465 - Blyton
House Bill 502 - Brodehl

Sincerely,

STEVE BULLOCK
Governor

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Randall in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 277 - **Senate Amendments** - Representative McChesney moved Senate amendments to **HB 277** be **not** concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli,

Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Doane, Harris, Hertz, O'Neil.
Total 4

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 403 - **Senate Amendments** - Representative Hill moved Senate amendments to **HB 403** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 477 - **Senate Amendments** - Representative Berry moved Senate amendments to **HB 477** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Greef, Gursky, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kerns, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 87

Nays: Fitzpatrick, Hagan, Kary, Knudsen, Lang, Laszloffy, Lenz, McNiven, Redfield, Schwaderer, White, Zolnikov.
Total 12

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Glimm.
Total 1

HB 478 - **Senate Amendments** - Representative Laszloffy moved Senate amendments to **HB 478** be concurred in. Motion carried as follows:

Yeas: Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Washburn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 90

Nays: Ankney, J. Bennett, Hansen, Lavin, Regier, Warburton, Welborn, White, Zolnikov.
Total 9

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Reichner.
Total 1

HB 494 - **Senate Amendments** - Representative Glimm moved Senate amendments to **HB 494** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Schwaderer.
Total 1

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 499 - **Senate Amendments** - Representative Hill moved Senate amendments to **HB 499** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B.

Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Regier, White.
Total 2

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 524 - **Senate Amendments** - Representative Clark moved Senate amendments to **HB 524** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Brodehl, Glimm, Lenz, Mehlhoff, Miller, C. Smith.
Total 6

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 545 - Majority Leader Vance moved consideration of **HB 545** be passed for the day. Motion Carried.

HB 562 - **Governor's Amendments** - Representative Swanson moved Governor's amendments to **HB 562** be concurred in. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Ballance, Salomon, White.
Total 3

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 23 - **Governor's Amendments** - Representative Fitzpatrick moved Governor's amendments to **SB 23** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 95

Nays: Galt, Lavin, Regier, White, Zolnikov.
Total 5

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 44 - **Governor's Amendments** - Representative Williams moved Governor's amendments to **SB 44** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Howard.
Total 1

SB 105 - **Governor's Amendments** - Representative McNiven moved Governor's amendments to **SB 105** be **not** concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Greef, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney,

McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 40

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 139 - **Governor's Amendments** - Representative C. Smith moved Governor's amendments to **SB 139** be **not** concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 60

Nays: B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 40

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 282 - Representative Hoven moved **SB 282** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore,

O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 62

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 38

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 401 - Representative Noonan moved **SB 401** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Doane, Fitzpatrick, Harris, Jones, Kary, Kerns, C. Smith.
Total 7

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 405 - Representative Washburn moved **SB 405** be concurred in.

SB 405 - Representative Knudsen moved **SB 405**, second reading copy, be amended as follows:

1. Title, line 9 through line 10.
Following: "AT" on line 9
Strike: "A SPECIAL" on line 9 through "ELECTION" on line 10
Insert: "THE GENERAL ELECTION TO BE HELD IN NOVEMBER 2014"

2. Page 4, line 30 through page 5, line 1.
Strike: "A SPECIAL" on page 4, line 30 through "OF" on page 5, line 1
Insert: "the general election to be held in November"

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 405 - Representative B. Bennett moved **SB 405**, second reading copy, be amended as follows:

1. Title, page 1, line 5 through line 8.
Strike: "PROTECTING" on line 5 through "ACT;" on line 8
Insert: "ELIMINATING ELECTION DAY LATE VOTER REGISTRATION AND ENDING LATE

VOTER REGISTRATION THE FRIDAY BEFORE ELECTION DAY;"

2. Title, line 9 through line 10.
Following: "MONTANA" on line 9
Strike: remainder of line 9 through "ELECTION" on line 10

3. Page 4, line 30 through page 5, line 1.
Strike: "A SPECIAL" on page 4, line 30 through "OF" on page 5, line 1
Insert: "the general election to be held in November"

Amendment **not** adopted as follows:

Yeas: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 39

Nays: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 61

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 405 - Representative Brodehl moved for cloture. Motion Carried. Motion **failed** as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McCarthy, McChesney, McNiven, Miller, Moore, Neill, O'Hara, O'Neil, Osmundson, Peppers, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 65

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Jacobson, Lieser, Lynch, MacDonald, McClafferty, McNally, Mehlhoff, Noonan, Pease-Lopez, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Warburton, Whitford, Williams, Wilmer, Wilson, Woods.
Total 35

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 405 - Representative Hertz moved for cloture. Motion Carried. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McCarthy, McChesney, McNiven, Miller, Moore, Neill, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Wilmer, Zolnikov, Mr. Speaker.
Total 66

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Jacobson, Lieser, Lynch, MacDonald, McClafferty, McNally, Mehlhoff, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilson, Woods.
Total 34

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

On a **Point of Order** Representative Kary questioned Representative Hill's comments and requested that her testimony stay on the bill.

SB 405 - Representative Schwaderer moved for cloture. Motion Carried. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McCarthy, McNiven, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pierson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Wilmer, Zolnikov, Mr. Speaker.
Total 67

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Jacobson, Lieser, Lynch, MacDonald, McChesney, McClafferty, McNally, Mehlhoff, Pease-Lopez, Peppers, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilson, Woods.
Total 33

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 405 - Representative Washburn moved **SB 405**, as amended, be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 40

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 408 - Representative Ankney moved **SB 408** be concurred in.

SB 408 - Representative Ankney moved **SB 408**, second reading copy, be amended as follows:

1. Page 25, line 18 through 29.
Strike: section 28 in its entirety
Renumber: subsequent sections

2. Page 67, line 13.
Strike: "32"
Insert: "31"

3. Page 67, line 14.
Strike: "32"
Insert: "31"

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Berry, Squires.
Total 2

SB 408 - Representative Brodehl moved for cloture. Motion Carried. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McCarthy, McChesney, McNiven, Miller, Moore, Neill, O'Hara, O'Neil, Osmundson, Pierson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilmer, Zolnikov, Mr. Speaker.
Total 72

Nays: B. Bennett, Boland, Brockie, Coffin, Court, Curtis, Dudik, Gursky, Jacobson, Lieser, Lynch, MacDonald, McClafferty, McNally, Mehlhoff, Noonan, Pease-Lopez, Peppers, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Wilson, Woods.
Total 28

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 408 - Representative Ankney moved **SB 408**, as amended, be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Moore, O'Hara, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 58

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Fiscus, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Neill, Noonan, O'Neil, Pease-Lopez, Peppers, Pierson,

Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 42

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Vance moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Randall moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, Neill, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Wilmer, Zolnikov, Mr. Speaker.
Total 63

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilson, Woods.
Total 37

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 54 passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Gibson, Greef, Gursky, Hagan, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Kary, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 81

Nays: Ballance, J. Bennett, Cuffe, Doane, Flynn, Glimm, Hagstrom, Harris, Hoven, Jones, Kerns, Knudsen, Miller, Osmundson, Randall, Schwaderer, C. Smith, Vance, Zolnikov.
Total 19

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 18 failed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Blyton, Brodehl, Clark, Coffin, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Galt, Glimm, Greef, Gursky, Halvorson, Hertz, Hill, Hollenbaugh, Hunter, Ingraham, Jones, Knudsen, Lang, Lavin, Lenz, Lieser, MacDonald, McCarthy, McChesney, McNally, Moore, Neill, Pease-Lopez, Pierson, Pomnichowski, Price, Regier, Salomon, Shaw, Steenberg, Swanson, Warburton, Williams, Wilmer, Woods, Mr. Speaker.
Total 50

Nays: J. Bennett, Berry, Boland, Boss Ribs, Brockie, Connell, Cook, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Gibson, Hagan, Hagstrom, Hansen, Harris, Hollandsworth, Hoven, Howard, Jacobson, Kary, Kerns, Laszloffy, Lynch, McClafferty, McNiven, Mehlhoff, Miller, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Randall, Redfield, Reichner, Schreiner, Schwaderer, B. Smith, C. Smith, Squires, Vance, Wagoner, Washburn, Welborn, White, Whitford, Wilson, Zolnikov.
Total 50

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 117 concurred in as follows:

Yeas: Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 96

Nays: Ankney, Harris, Welborn, Zolnikov.
Total 4

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 201 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 231 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Ehli, Fiscus, Gibson, Gursky, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Knudsen, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Wagoner, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 66

Nays: J. Bennett, Blyton, Brodehl, Cuffe, Doane, Edmunds, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Harris, Howard, Ingraham, Jones, Kary, Kerns, Lang, Laszloffy, Lavin, McNiven, Osmundson, Randall, Redfield, Regier, Reichner, C. Smith, Vance, Warburton, Washburn, Welborn, Mr. Speaker.
Total 34

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 265 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 62

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 38

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 386 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Ehli, Fiscus, Flynn, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods.
Total 86

Nays: Edmunds, Fitzpatrick, Galt, Harris, Jones, Kerns, Knudsen, McNiven, Randall, Schwaderer, C. Smith, Vance, Zolnikov, Mr. Speaker.
Total 14

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 392 concurred in as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Ehli, Fiscus, Gibson, Greef, Gursky, Hagan, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Knudsen, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally,

McNiven, Mehlhoff, Miller, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 68

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Edmunds, Fitzpatrick, Flynn, Galt, Glimm, Hagstrom, Halvorson, Hansen, Jones, Kary, Kerns, Lang, Laszloffy, Lavin, Moore, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, White, Zolnikov, Mr. Speaker.
Total 32

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Representative Wilmer moved to change her vote on **SB 23** from No to Yes. Without objection, so ordered.
Representative Fiscus moved to change his vote on **SB 265** from No to Yes. Without objection, so ordered.

Majority Leader Vance moved to appoint a Conference Committee on **HB 277** and request the Senate to appoint a like committee. Motion Carried. Speaker Blasdel appointed:

4/16/2013

Representative McChesney, Vice Chair
Representative Greef
Representative Hansen

Minority Leader Hunter moved that **SB 395** be taken from Human Services and brought before the Committee of the Whole.

Motion **failed** as follows:

Yeas: Ankney, Bangerter, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 49

Nays: Ballance, J. Bennett, Berry, Blyton, Brodehl, Clark, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, Mr. Speaker.
Total 51

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Vance moved that the House adjourn until 1:00 p.m., Wednesday, April 17, 2013. Motion carried.

House adjourned at 3:45 p.m.

LINDSEY GROVOM
Chief Clerk of the House

MARK BLASDEL
Speaker of the House

HOUSE JOURNAL
63RD LEGISLATURE
EIGHTY-FIRST LEGISLATIVE DAY

Helena, Montana — House Chambers
April 17, 2013 — State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Brockie. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (O'Hara, Chair): 4/17/2013

Correctly printed: **HJR 25**, **HJR 27**, **HJR 29**, **HJR 30**, **HJR 32**, **SB 173**, **SB 370**, **SJR 22**, **SJR 23**, **SJR 24**.
Correctly engrossed: **SJR 14**, **SJR 15**, **SJR 20**.
Correctly enrolled: **HB 15**, **HB 16**, **HB 54**, **HB 87**, **HB 415**, **HB 478**, **HB 524**, **HB 630**.
Examined by the sponsor and found to be correct: **HB 15**, **HB 16**, **HB 54**, **HB 87**, **HB 116**, **HB 254**, **HB 320**, **HB 355**, **HB 401**, **HB 415**, **HB 498**, **HB 575**, **HB 630**.
Transmitted to the Senate: **SB 96**, **SB 117**, **SB 175**, **SB 226**, **SB 231**, **SB 240**, **SB 280**, **SB 282**, **SB 369**, **SB 386**, **SB 392**, **SB 401**, **SB 405**, **SB 408**.
Signed by the Speaker at 8:35 a.m., April 18, 2013: **HB 15**, **HB 16**, **HB 54**, **HB 87**.
Signed by the Speaker at 8:40 a.m., April 18, 2013: **HB 116**, **HB 254**, **HB 320**.
Signed by the Speaker at 8:45 a.m., April 18, 2013: **HB 355**, **HB 401**, **HB 415**, **HB 498**, **HB 575**, **HB 630**.
Signed by the Speaker at 9:25 a.m., April 17, 2013: **HB 86**, **HB 464**.
Signed by the Chief Clerk of the House at 9:40 a.m., April 17, 2013: **HB 86**, **HB 464**.
Signed by the Chief Clerk of the House at 12:33 p.m., April 18, 2013: **HB 15**.
Signed by the Chief Clerk of the House at 12:30 p.m., April 18, 2013: **HB 16**, **HB 54**, **HB 87**, **HB 116**, **HB 254**, **HB 320**, **HB 355**, **HB 401**.
Signed by the Chief Clerk of the House at 12:40 p.m., April 18, 2013: **HB 415**, **HB 498**, **HB 575**, **HB 630**.
Signed by the President at 10:45 a.m., April 17, 2013: **HB 86**.
Delivered to the Governor for approval at 9:00 a.m., April 17, 2013: **HB 61**, **HB 64**, **HB 171**, **HB 233**, **HB 239**, **HB 258**, **HB 259**, **HB 286**, **HB 313**, **HB 433**, **HB 442**, **HB 533**, **HB 560**, **HB 605**.
Delivered to the Governor for approval at 2:50 p.m., April 17, 2013: **HB 86**.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 395**
Report No. 001, April 16, 2013

Mr. President and Mr. Speaker:
We, your Conference Committee met and considered Senate amendments to **House Bill 395**

(reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 395** (reference copy -- salmon) be amended as follows:

1. Page 1, line 21.
Following: "~~public~~"
Insert: "of the general public"
Following: "WHO ARE"
Insert: "or have been"

For the Senate:	For the House:
T. Brown, Chair	Wagoner, Vice-Chair
Phillips	Randall
Taylor	Williams

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 206**
Report No. 001, April 16, 2013

Mr. President and Mr. Speaker:
We, your Conference Committee met and considered Senate amendments to **House Bill 206** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 206** (reference copy -- salmon) be amended as follows:

1. Page 1, line 21.
Following: "."
Insert: "In cases in which judgment is entered by default, no charge except the fee provided in subsection (1) for the filing of the complaint may be made for any services, including issuing and return of execution."

For the Senate:	For the House:
Sales, Chair	Flynn, Vice-Chair
Blewett	Fitzpatrick
Fielder	Gursky

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 301**
Report No. 001, April 17, 2013

Mr. President and Mr. Speaker:
We, your Conference Committee met and considered Senate amendments to **House Bill 301** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 301** (reference copy -- salmon) be amended as follows:

1. Page 1, line 17.
Strike: "80%"
Insert: "100%"

2. Page 1, line 24.
Strike: "80%"
Insert: "100%"

3. Page 1, line 25.
Strike: "80%"
Insert: "100%"

4. Page 2, line 4.
Strike: "80% of"

5. Page 2, line 6.
Strike: "80% of"

6. Page 3, line 15.
Strike: "80%"
Insert: "100%"

For the Senate:

F. Moore, Chair
Arntzen
Facey

For the House:

Halvorson, Vice-Chair
Pomnichowski
Washburn

FREE CONFERENCE COMMITTEE
on **Senate Bill 101**
Report No. 001, April 16, 2013

Mr. President and Mr. Speaker:
We, your Free Conference Committee met and considered **Senate Bill 101** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 101** (reference copy -- salmon) be amended as follows:

1. Page 3, line 14.
Following: "nonambulatory"
Strike: "or"
Insert: ","

Following: "mobility"
Insert: ", or to have a documented genetic condition that limits the person's ability to walk or carry significant weight for long distances"

2. Page 3.
Following: line 20
Insert: "(iii) "Documented genetic condition" means a diagnosis derived from genetic testing and confirmed by a licensed physician."
Renumber: subsequent subsections

3. Page 3, line 26 through line 27.
Strike: "A PERMANENT" on line 26 through "MEDICAL CONDITION OR" on line 27

For the Senate:

Brenden, Chair
Facey
Fielder

For the House:

Flynn, Vice Chair
Jacobson
Welborn

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House: 4/16/2013

HB 15, introduced by McClafferty
HB 16, introduced by Hill
HB 87, introduced by Welborn
HB 415, introduced by Hagan
HB 630, introduced by Williams

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/16/2013

HB 2, introduced by Ankney
HB 5, introduced by Ankney
HB 6, introduced by Cook
HB 12, introduced by Pease-Lopez
HB 13, introduced by Swanson
HB 354, introduced by Connell
HB 447, introduced by Peppers
HB 580, introduced by Connell
HB 586, introduced by Cuffe
HB 604, introduced by C. Smith
HB 609, introduced by Connell
HB 625, introduced by Ankney

House bills not concurred in and returned to the House: 4/16/2013

HB 404, introduced by Flynn
HB 420, introduced by Salomon
HB 505, introduced by Kerns
HB 579, introduced by Hagan
HB 627, introduced by Osmundson

Senate joint resolution passed and transmitted to the House for concurrence: 4/16/2013

SJR 26, introduced by Arntzen

House amendments to Senate bill concurred in: 4/16/2013

SB 31, introduced by Debby Barrett

House amendments to Senate bill not concurred in: 4/16/2013

SB 348, introduced by Thomas

MESSAGES FROM THE GOVERNOR

April 16,2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, MT 59620

Dear Speaker Blasdel:

On Tuesday, April 16, I signed and delivered the following House bills to the Secretary of State:

House Bill 9 - Hollandsworth
House Bill 117 - Eck
House Bill 287 - Salomon
House Bill 513 - McChesney
House Bill 566 - Woods

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 32, introduced by Woods, Windy Boy, referred to Education.
The following Senate joint resolution was introduced, read first time, and referred to committee:

SJR 26, introduced by Arntzen, Arthun, Brenden, D. Brown, Buttrey, Hamlett, L. Jones, Rosendale, Sonju, Taylor, Thomas, Tutvedt, Webb, referred to Transportation.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 405 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 58

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 42

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 408 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang,

Laszloffy, Lavin, Lenz, McNiven, Moore, O'Hara, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 57

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Fitzpatrick, Gursky, Hagstrom, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Neill, Noonan, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 43

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 403 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 477 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kerns, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Washburn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 82

Nays: Cuffe, Fitzpatrick, Kary, Knudsen, Lang, Laszloffy, Lenz, McNiven, Osmundson, Randall, Redfield, C. Smith, Vance, Wagoner, Welborn, White, Zolnikov, Mr. Speaker.
Total 18

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 478 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boss Ribs, Brodehl, Clark, Connell, Cook, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Mr. Speaker.
Total 85

Nays: J. Bennett, Boland, Brockie, Coffin, Court, Kerns, MacDonald, McCarthy, Pease-Lopez, Pomnichowski, Price, White, Woods, Zolnikov.
Total 14

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Hoven.
Total 1

HB 494 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Shaw.
Total 1

HB 499 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Washburn, White.
Total 2

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Schwaderer.
Total 1

HB 524 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: J. Bennett, Brodehl, Glimm, Lenz, Mehlhoff, Miller, C. Smith.
Total 7

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 562, **as amended by the Governor**, passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 23, **as amended by the Governor**, concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 97

Nays: Galt, White, Zolnikov.
Total 3

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 44, **as amended by the Governor**, concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall,

Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 96 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boland, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McChesney, McNally, McNiven, Mehlhoff, Miller, Moore, Noonan, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 73

Nays: B. Bennett, Boss Ribs, Brockie, Court, Curtis, Dudik, Gursky, Hill, Hollenbaugh, Hunter, MacDonald, McCarthy, McClafferty, Neill, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Squires, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 27

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 143 failed as follows:

Yeas: Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Hagan, Hagstrom, Halvorson, Hansen, Harris, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller,

O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 50

Nays: Ankney, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Ehli, Gibson, Greef, Gursky, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 50

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 175 concurred in as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Flynn, Gibson, Gursky, Hagan, Halvorson, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 58

Nays: Ballance, J. Bennett, Blyton, Brodehl, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Glimm, Greef, Hagstrom, Hansen, Harris, Hertz, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lenz, McNiven, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov, Mr. Speaker.
Total 41

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

SB 226 concurred in as follows:

Yeas: Ballance, Bangerter, J. Bennett, Berry, Blyton, Boland, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNally, McNiven, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, White, Wilmer, Zolnikov, Mr. Speaker.
Total 71

Nays: Ankney, B. Bennett, Boss Ribs, Brockie, Court, Curtis, Dudik, Eck, Gibson, Hill, Hollandsworth, Hollenbaugh, Hunter, Lieser, Lynch, MacDonald, McCarthy, McClafferty, Mehlhoff, Pease-Lopez, Pomnichowski, Price, Schreiner, Squires, Welborn, Whitford, Williams, Wilson, Woods.
Total 29

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 240 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Dudik, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Court, Eck, Hill, MacDonald, Pease-Lopez, Pomnichowski, Squires, Wilson.
Total 8

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 280 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 282 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 63

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 37

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 369 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McChesney, McClafferty, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 95

Nays: Court, Dudik, McCarthy, McNally, Zolnikov.
Total 5

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 401 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Price, Randall, Redfield, Regier, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Doane, Fitzpatrick, Jones, Kary, Kerns, Pomnichowski, Reichner.
Total 7

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Shaw in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 363 - **Senate Amendments** - Representative Berry moved Senate amendments to **HB 363** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Dudik, Glimm, Hollenbaugh, Regier, Squires, White.
Total 6

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: Miller.
Total 1

HB 582 - **Senate Amendments** - Representative Hertz moved Senate amendments to **HB 582** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Pierson, Pomnichowski, Price, Randall, Redfield, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Dudik, Glimm, Hollenbaugh, Peppers, Regier, Squires, White.
Total 7

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 583 - **Senate Amendments** - Representative Cook moved Senate amendments to **HB 583** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, MacDonald, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Dudik, Harris, Lieser, McCarthy, McNiven, Schreiner, Wagoner.
Total 7

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 25 - Representative Reichner moved **HJR 25** be adopted. Motion carried as follows:

Yeas: Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Hagan, Hagstrom, Hertz, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Knudsen, Lang, Lavin, Lenz, McCarthy, McChesney, McNiven, Mehlhoff, Miller, Moore, Neill, O'Hara, Osmundson, Pierson, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Swanson, Warburton, Washburn, White, Wilmer, Zolnikov, Mr. Speaker.
Total 58

Nays: Ankney, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Doane, Dudik, Eck, Edmunds, Galt, Gursky, Halvorson, Hansen, Harris, Hill, Hollenbaugh, Jones, Kerns, Laszloffy, Lieser, Lynch, MacDonald, McClafferty, McNally, Noonan, O'Neil, Pease-Lopez, Peppers, Pomnichowski, Price, Squires, Steenberg, Vance, Wagoner, Welborn, Whitford, Williams, Wilson, Woods.
Total 42

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 27 - Representative Williams moved **HJR 27** be adopted. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Ehli, Fiscus, Greef, Gursky, Hagan, Hagstrom, Hansen, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Washburn,

Whitford, Williams, Wilmer, Wilson, Woods.
Total 64

Nays: Brodehl, Cuffe, Doane, Edmunds, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Halvorson, Harris, Hertz, Howard, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Welborn, White, Zolnikov, Mr. Speaker.
Total 36

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 29 - Representative Gursky moved **HJR 29** be adopted. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Coffin, Connell, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Gibson, Glimm, Greef, Gursky, Hagan, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Jones, Kary, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Regier, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 80

Nays: J. Bennett, Brodehl, Clark, Cook, Flynn, Galt, Hagstrom, Harris, Howard, Kerns, Knudsen, Lang, Randall, Redfield, Reichner, C. Smith, Vance, Welborn, White, Mr. Speaker.
Total 20

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 30 - Representative Hansen moved **HJR 30** be adopted. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie,

Clark, Coffin, Connell, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 83

Nays: J. Bennett, Brodehl, Cook, Doane, Galt, Halvorson, Harris, Jones, Kerns, Knudsen, Lang, Randall, Redfield, Salomon, C. Smith, Vance, Welborn.
Total 17

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 173 - Representative Reichner moved **SB 173** be concurred in. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, J. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Connell, Cook, Court, Cuffe, Curtis, Dudik, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Ingraham, Jacobson, Kary, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 78

Nays: Ballance, Berry, Coffin, Doane, Eck, Hagstrom, Halvorson, Harris, Hoven, Hunter, Jones, Kerns, Knudsen, McNiven, Reichner, C. Smith, Swanson, Vance, Wagoner, Warburton, White, Zolnikov.
Total 22

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 370 - Representative Zolnikov moved **SB 370** be concurred in. Motion carried as follows:

Yeas: Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, MacDonald, McCarthy, McChesney, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, O'Hara, Osmundson, Pease-Lopez, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 89

Nays: Ankney, Curtis, Hollenbaugh, Lynch, McClafferty, Noonan, O'Neil, Peppers, B. Smith, Welborn, Mr. Speaker.
Total 11

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 14 - Representative D. Moore moved **SJR 14** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Gibson, Greef, Gursky, Hagan, Hagstrom, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Lang, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pierson, Pomnichowski, Redfield, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Steenberg, Swanson, Warburton, Washburn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 71

Nays: J. Bennett, Boland, Brodehl, Cuffe, Doane, Fitzpatrick, Galt, Glimm, Halvorson, Harris, Jones, Kerns, Knudsen, Laszloffy, McNiven, Pease-Lopez, Peppers, Price, Randall, Regier, Reichner, C. Smith, Squires, Vance, Wagoner, Welborn, White, Zolnikov, Mr. Speaker.
Total 29

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 15 - Representative Connell moved **SJR 15** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Coffin, Connell, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Schreiner, Schwaderer, Shaw, C. Smith, Squires, Steenberg, Swanson, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 87

Nays: Clark, Cook, Court, Halvorson, Harris, Howard, Kerns, Pease-Lopez, Pomnichowski, Salomon, B. Smith, Vance, Wagoner.
Total 13

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 20 - Representative Pierson moved **SJR 20** be concurred in. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Greef, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Kary, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 73

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Doane, Edmunds, Galt, Glimm, Halvorson, Hansen, Harris, Ingraham, Jones, Kerns, Knudsen, Lang, Laszloffy, O'Neil, Osmundson, Randall,

Redfield, Regier, Schwaderer, Vance, Wagoner, White, Mr. Speaker.
Total 27

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 22 - Representative Hill moved **SJR 22** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Greef, Gursky, Hagan, Hagstrom, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 89

Nays: Brodehl, Doane, Galt, Glimm, Halvorson, Harris, Kerns, Knudsen, Redfield, Vance, White.
Total 11

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 23 - Representative Hoven moved **SJR 23** be concurred in. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Greef, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Kary, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson,

Pomnichowski, Price, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Washburn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 71

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Doane, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Halvorson, Hansen, Harris, Howard, Jones, Kerns, Knudsen, Lang, Laszloffy, Osmundson, Randall, Redfield, Regier, C. Smith, Vance, Wagoner, Welborn, White, Zolnikov.
Total 29

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 24 - Representative Hagan moved **SJR 24** be concurred in. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Gibson, Greef, Gursky, Hagan, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Lang, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Washburn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 73

Nays: Ballance, J. Bennett, Brodehl, Doane, Flynn, Galt, Glimm, Hagstrom, Halvorson, Hansen, Harris, Jones, Kerns, Knudsen, Laszloffy, Lenz, O'Neil, Osmundson, Randall, Redfield, Regier, C. Smith, Vance, Wagoner, Welborn, White, Mr. Speaker.
Total 27

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Vance moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Shaw moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Gibson, Lynch, Pomnichowski.
Total 3

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Representative Schreiner moved that **SB 195** be taken from Business and Labor and brought before the Committee of the Whole.

Motion **failed** as follows:

Yeas: Bangerter, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Edmunds, Gursky, Hagstrom, Hill, Hollenbaugh, Hunter, Jacobson, Laszloffy, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 48

Nays: Ankney, Ballance, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Lavin, Lenz, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Mr. Speaker.
Total 52

Voted Absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Vance moved that the House adjourn until 1:00 p.m., Thursday, April 18, 2013. Motion carried.

House adjourned at 2:40 p.m.

LINDSEY GROVOM
Chief Clerk of the House

MARK BLASDEL
Speaker of the House

SENATE JOURNAL
63RD LEGISLATURE
EIGHTY-SIXTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 23, 2013 — State Capitol

Senate convened at 9:03 a.m. President Essmann presiding. Invocation by Father Jerry Lowney. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Buttrey, Chair): 4/23/2013

Correctly printed: **SR 58**, **SR 68**, **SR 69**, **SR 70**, **SR 73**, **SR 74**, **SR 76**, **SR 77**, **HB 262**, **HB 284**, **HB 411**, **HB 633**, **HJR 25**, **HJR 30**.
Correctly engrossed: **HB 633**.
Correctly enrolled: **SB 69**, **SB 101**, **SB 256**, **SR 40**, **SR 49**, **SR 64**, **SR 65**, **SR 66**, **SR 67**, **SR 73**, **SR 74**, **SR 75**, **SR76**.
Examined by the sponsor and found to be correct: **SB 69**, **SB 101**, **SB 256, SJR 26**, **SR 40**, **SR 49**, **SR 64**, **SR 65**, **SR 66**, **SR 67**, **SR 73**, **SR 74**, **SR 75**, **SR 76**.
Transmitted to the House: **HB 262**, **HB 411**.
Signed by the Secretary of the Senate at 7:40 a.m., April 23, 2013: **SB 175**, **SB 405**, **SB 408**.
Signed by the President at 8:30 a.m., April 23, 2013: **SB 175**, **SB 405**, **SB 408**.
Signed by the Secretary of the Senate at 7:40 a.m., April 23, 2013: **SB 175**, **SB 201**, **SB 264**, **SB 265**, **SB 280**, **SB 369**, **SB 392**, **SB 405**, **SB 408**, **SJR 26**, **SR 31**, **SR 55**, **SR 61**, **SR 62**, **SR 72**.
Signed by the Secretary of the Senate at 2:50 p.m., April 23, 2013: **SB 69**, **SR 40**, **SR 49**, **SR 64**, **SR 65**, **SR 66**, **SR 67**, **SR 75**.
Signed by the Speaker at 8:55 a.m., April 23, 2013: **SB 405**, **SB 408**.
Delivered to the Secretary of State at 9:40 a.m., April 23, 2013: **SB 405**, **SB 408**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Brown, Chair): 4/17/2013
SB 215, **as amended by the House**, do pass. Report adopted.

ENERGY AND TELECOMMUNICATIONS (Olson, Chair): 4/18/2013
SR 58, do **not** be adopted. Report adopted.

NATURAL RESOURCES (Vincent, Chair): 4/19/2013
SB 335, **as amended by the House**, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (Priest, Chair): 4/19/2013
SR 77, be adopted. Report adopted.

Senator Jergeson rose on a point of parliamentary procedure and discussed rules related to adverse committee reports.

Senate recessed for a brief period while rules were discussed. President Essmann reported that Senate rule S70-30 requires **SR 58** to come to the floor the next legislative day under order of business No. 11, Special Orders of the Day. The adoption of the committee report is not the final disposition of **SR 58**.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE
on **Senate Joint Resolution 18**
Report No. 001, April 22, 2013

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Joint Resolution 18** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Joint Resolution 18** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 7.
Strike: "ANNUALLY PRODUCE A BALANCED BUDGET,"
Insert: "ACCOMPLISH A BALANCED BUDGET WITHIN 10 YEARS AND"

2. Title, page 1, line 8.
Strike: ", AND REDUCE THE NATIONAL DEBT"

3. Page 2, line 1.
Following: "PATH"
Strike: ", CREATING UNPRECEDENTED DEBT, HINDERING JOB CREATION,"
Strike: "THREATENING"
Insert: "threaten"

4. Page 2, line 2.
Strike: "WITH A BLEAK FUTURE"

5. Page 2, line 7.
Strike: "IN 2011"
Insert: "has"
Following: "CEILING"

Insert: "79 times since 1960"

6. Page 2, line 14.
Strike: "WHO HAVE NO SAY IN THE DECISIONMAKING PROCESS"

7. Page 2, line 15.
Strike: "OUR"
Insert: "massive amounts of federal"

8. Page 2, line 18 through line 19.
Strike: line 18 through line 19 in their entirety

9. Page 2, line 30 through page 3, line 1.
Strike: "; A BUDGET IS NOT ONLY A CONSTITUTIONAL REQUIREMENT, IT IS A FUNDAMENTAL RESPONSIBILITY AND A REFLECTION OF PRINCIPLES AND VISION"

10. Page 3, line 7 through line 9.
Strike: "must" on line 7 through "debt" on line 9
Insert: "reduces annual deficit spending and accomplishes a balanced budget within 10 years"

For the Senate:
Thomas, Chair
Dick Barrett
Rosendale

For the House:
Halvorson, Vice Chair
Howard
McCarthy

MESSAGES FROM THE GOVERNOR

April 22, 2013

The Honorable Jeff Essmann
President of the Senate
State Capitol
Helena, MT 59620

Dear President Essmann:

On Monday, April 22, 2013, I signed and delivered the following Senate bills to the Secretary of State:

Senate Bill 106 - Jergeson
Senate Bill 112 - Blewett
Senate Bill 161 - Tropila
Senate Bill 199 - Thomas
Senate Bill 207 - Van Dyk

Senate Bill 251 - Wittich
Senate Bill 292 - Tutvedt
Senate Bill 340 - Brenden
Senate Bill 351 - Olson
Senate Bill 361 - Tutvedt

I am returning **Senate Bill 337** - Hamlett with amendments.

I have vetoed **Senate Bill 147** - Buttrey and **Senate Bill 366** - Arthun.

I have returned **Senate Bill 43** - Wittich to the Secretary of State without signature.

Sincerely,

STEVE BULLOCK
Governor

April 22, 2013

The Honorable Jeff Essmann
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Essmann and Speaker Blasdel:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return **with amendments Senate Bill 337** (SB 337), "AN ACT CLARIFYING THE DEFINITION OF "GOOD CAUSE SHOWN" FOR A HEARING ON A TEMPORARY PRELIMINARY DECREE OR PRELIMINARY DECREE; AND AMENDING SECTION 85-2233, MCA."

SB 337 amends the statute defining who has standing to object to a water right claim in the Montana Water Court and who is entitled to a hearing. The bill, as written, purports to grant standing only to a person with an ownership or leasehold interest in an existing water right, permit, certificate, or state reservation.

It is important for the adjudication process to be as comprehensive as possible to allow for a thorough vetting of all tangible interests. Attempting to narrow the scope of participation in the

adjudication process will leave the state's adjudication process vulnerable to challenges by others seeking to take Montana's water, such as other states or the federal government. Further, it is possible that the amendments as proposed in SB 337 may raise constitutional issues, in light of the Montana Supreme Court's rationale in Montana Trout Unlimited v. Beaverhead Water Company, 361 Mont. 77 (2011). While it is up to the courts to decide constitutional questions, I do have an interest in making sure that the laws passed by the legislature do not create the grounds for unnecessary litigation.

My proposed amendments would define those with standing to object as persons not only with an "ownership or leasehold interest" but those with an economic, or other substantial interest. The import of these amendments is significant. With my amendments, and in order to have standing, an individual would be required to demonstrate a real interest in the water right, not simply a general interest as a member of the public.

I respectfully ask that you support my amendments.

Sincerely,

STEVE BULLOCK
Governor

Governor's recommendations for amendments to **Senate Bill 337** (reference copy -- salmon) are as follows:

1. Page 1, line 22.
Following: "ownership"
Insert: ","
Strike: the first "or"
Following: "leasehold"
Insert: ", economic, or other substantial"

April 22, 2013

The Honorable Jeff Essmann
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Essmann and Speaker Blasdel:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby **veto Senate Bill 147** (SB 147), "AN ACT REVISING CRITERIA FOR LOCAL GOVERNMENT REVIEW OF A SUBDIVISION APPLICATION WITH REGARD TO IMPACT ON ADJACENT AGRICULTURAL OPERATIONS; AMENDING SECTION 76-3-608, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."

Locally-elected officials are best suited to decide the impacts to their communities from subdivision development, including the impacts of that development on agriculture. Under current law, a local governing body must review a subdivision proposal for its impact on agriculture. This provides the opportunity for local officials to consider a proposed subdivision's impact on adjacent agricultural operations, as well as the overall impacts the conversion of land from agriculture to urban uses will have on agriculture in the area. Certainly, how locally-elected officials choose to look at this issue will reflect the specific values of that particular community.

SB 147 significantly limits the ability of locally-elected officials to reflect community values. It restricts the local governing body's review to the proposed subdivision's impacts on adjacent agricultural operations. This would prevent a local official from considering the larger and cumulative impacts to agriculture as a part of the community.

Agriculture is a vital part of Montana's economy and culture. When evaluating a proposed development, a local community must be able to consider both short and long term agricultural impacts.

Protections are in place to make sure that this important power is not abused. The Montana Subdivision and Platting Act provides that the local governing body may not unreasonably restrict a landowner's ability to develop land, the Montana and United States Constitutions protect landowners from unconstitutional development conditions, and judicial precedent prohibits local elected officials from being arbitrary or capricious in their actions.

I respectfully ask you to sustain my veto.

Sincerely,

STEVE BULLOCK
Governor

April 22, 2013

The Honorable Jeff Essmann
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Essmann and Speaker Blasdel:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby **veto Senate Bill 366 (SB 366)**, "AN ACT ELIMINATING THE LIMITATION ON THE NUMBER OF YEARS THAT A MEMBER OF THE ENVIRONMENTAL QUALITY COUNCIL MAY SERVE; AMENDING SECTION 5-16-103, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

SB 366 eliminates term limits for serving on the Environmental Quality Council (Council). Under current law, members may not serve longer than 6 years. The Council is comprised of 12 members of the Legislature and 4 members of the public, as well as an ex officio member that I designate.

The Council serves a number of very important functions, and its charge is a dynamic one. The Council must stay abreast of current environmental trends and new developments, creatively respond to the evolving needs and interests of the state, and recommend forward-looking state policies to promote the improvement of the quality of the environment. To meet these challenges requires fresh thinking and new perspectives. A 6-year term limit balances this need against the desire for continuity. Eliminating term limits could subject the collective work on the Council to a narrowing of interests and viewpoints, which would be a disservice to all Montanans.

In addition, there is a benefit from having members circulate through the Council, being educated on critical environmental issues of the day, and then making room for someone else.

For these reasons I respectfully ask that you sustain my veto.

Sincerely,

STEVE BULLOCK
Governor

MESSAGES FROM THE OTHER HOUSE

Conference Committee Report No.1 adopted: 4/22/2013
SB 256, introduced by F. Moore

SB 173 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following **Free** Conference Committee to meet with a like committee from the Senate to confer on **SB 173:**

4/22/2013

Representative Berry, Vice Chair
Representative Lang
Representative Noonan

Senate amendments to House bills concurred in: 4/22/2013
HB 76, introduced by Pease-Lopez
HB 454, introduced by McChesney

Free Conference Committee Report No.1 adopted: 4/22/2013
HB 97, introduced by Wilmer

Conference Committee Report No.1 adopted: 4/22/2013
HB 277, introduced by McChesney

Governor's amendments to **House bill not** concurred in: 4/22/2013
HB 225, introduced by C. Smith

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Wittich moved the Senate recess until 1:00 p.m. this date. Motion carried. Senate recessed at 8:23 a.m.

****

Senate reconvened at 1:02 p.m. President Essmann presiding. All members present.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Ripley, Chair): 4/23/2013
HB 284, be concurred in. Report adopted.

FISH AND GAME (Brenden, Chair): 4/23/2013

SR 68, be adopted. Report adopted.
SR 69, be adopted. Report adopted.
SR 70, be adopted. Report adopted.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE
on **Senate Bill 173**
Report No. 001, April 23, 2013

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 173** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 173** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 6.
Following: "LAWS;"
Insert: "AUTHORIZING THE STATE OF MONTANA TO OBTAIN WORKERS' COMPENSATION COVERAGE UNDER PLAN NO. 2 OR PLAN NO. 3; AUTHORIZING THE STATE COMPENSATION INSURANCE FUND TO INSURE ITS EMPLOYEES UNDER PLAN NO. 3 IF THE DEPARTMENT OF ADMINISTRATION ELECTS COVERAGE FOR OTHER STATE AGENCIES UNDER PLAN NO. 2;"

2. Title, page 1, line 7 through line 8.
Strike: "A ONE-TIME" on line 7 through "PRIOR TO USING" on line 8

3. Title, page 1, line 10.
Strike: "2013"
Insert: "1990"

4. Title, page 1, line 19.
Following: "SECTIONS"
Insert: "39-71-403, 39-71-2201,"

5. Page 1.
Following: line 22
Insert: "Section 1. Section 39-71-403, MCA, is amended to read:

"39-71-403. ~~Plan three exclusive for state agencies -- election of plan by public corporations~~ State agency coverage -- public corporation coverage -- financing of self-insurance fund -- exemption for university system -- definitions -- rulemaking. (1) (a) Except as provided in [section 3] and subsection (5)~~, if a state agency is the employer, the terms, conditions, and provisions of compensation plan No. 3, state fund, are exclusive, compulsory, and~~

~~obligatory upon both employer and employee.~~ of this section, the department of administration shall elect workers' compensation insurance coverage on behalf of all state agencies and manage the coverage under the terms, conditions, and provisions of compensation plan No. 2 or plan No. 3. The state agency is the employer for purposes of the compensation plan selected pursuant to this section. Any sums necessary to be paid under the provisions of this chapter by a state agency are considered to be ordinary and necessary expenses of the state agency. The state agency shall pay the sums ~~into the state fund~~ at the time and in the manner provided for in this chapter, notwithstanding that the state agency may have failed to anticipate the ordinary and necessary expense in a budget, estimate of expenses, appropriations, ordinances, or otherwise.

(b) (i) ~~Subject to subsection (5), the department of administration, provided for in 2-15-1001, shall manage~~ The department of administration shall elect coverage under one compensation plan to provide workers' compensation insurance coverage for all state agencies except the state compensation insurance fund if the state compensation insurance chooses a plan No. 2 insurer. The plan selected by the department of administration is to be exclusive, compulsory, and obligatory upon both the employer and the employee.

(ii) The ~~state fund~~ plan No. 2 or plan No. 3 insurer shall provide the department of administration with all information regarding the state agencies' coverage.

(iii) Notwithstanding the status of a state agency as employer in subsection (1)(a) and contingent upon mutual agreement between the department of administration and the ~~state fund, the state fund~~ plan No. 2 or plan No. 3 insurer, the plan No. 2 or plan No. 3 insurer shall issue one or more policies for all state agencies.

(iv) In any year in which the workers' compensation premium due from a state agency is lower than in the previous year, the appropriation for that state agency must be reduced by the same amount that the workers' compensation premium was reduced and the difference must be returned to the originating fund instead of being applied to other purposes by the state agency submitting the premium.

(2) (a) A public corporation~~, other than a state agency,~~ may elect coverage under compensation plan No. 1, plan No. 2, or plan No. 3, separately or jointly with any other public corporation~~, other than a state agency~~ or with the department of administration as provided in subsection (2)(b).

(b) Except as provided in [section 3], the department of administration, on behalf of all state agencies, may join with a public corporation to elect coverage under compensation plan No. 2 or plan No. 3. Until notes or bonds described in subsection (3)(a) are fully paid, the funds described in subsection (3)(a) must remain separate from the funds paid to the department of administration by state agencies.

(c) A public corporation, if electing coverage under compensation plan No. 1, may purchase reinsurance or issue bonds or notes pursuant to subsection (3)(b). A public corporation electing coverage under compensation plan No. 1 is subject to the same provisions as a private employer electing compensation plan No. 1.

(3) (a) A public corporation~~, other than a state agency,~~ that elects coverage under plan No. 1 may establish a fund sufficient to pay the compensation and benefits provided for in this chapter and to discharge all liabilities that are reasonably incurred during the fiscal year for which the election is effective. Proceeds from the fund ~~must~~ may be used only to pay claims covered by this chapter and for actual and necessary expenses required for the efficient administration of the fund, including debt service on any bonds and notes issued pursuant to subsection (3)(b).

(b) (i) A public corporation~~, other than a state agency,~~ separately or jointly with another

public corporation~~, other than a state agency,~~ may issue and sell its bonds and notes for the purpose of establishing, in whole or in part, the self-insurance workers' compensation fund provided for in subsection (3)(a) and to pay the costs associated with the sale and issuance of the bonds. Bonds and notes may be issued in an amount not exceeding 0.18% of the total assessed value of taxable property, determined as provided in 15-8-111, of the public corporation as of the date of issue. The bonds and notes must be authorized by resolution of the governing body of the public corporation and are payable from an annual property tax levied in the amount necessary to pay principal and interest on the bonds or notes. This authority to levy an annual property tax exists despite any provision of law or maximum levy limitation, including 15-10-420, to the contrary. The revenue derived from the sale of the bonds and notes may not be used for any other purpose.

(ii) The bonds and notes:

(A) may be sold at public or private sale;

(B) do not constitute debt within the meaning of any statutory debt limitation; and

(C) may contain other terms and provisions that the governing body determines.

(iii) Two or more public corporations~~, other than state agencies,~~ may agree to exercise their respective borrowing powers jointly under this subsection (3)(b) or may authorize a joint board to exercise the powers on their behalf.

(iv) The fund established from the proceeds of bonds and notes issued and sold under this subsection (3)(b) may, if sufficient, be used in lieu of a surety bond, reinsurance, specific and aggregate excess insurance, or any other form of additional security necessary to demonstrate the public corporation's ability to discharge all liabilities as provided in subsection (3)(a). Subject to the total assessed value limitation in subsection (3)(b)(i), a public corporation may issue bonds and notes to establish a fund sufficient to discharge liabilities for periods greater than 1 year.

(4) All money in the fund established under subsection (3)(a) not needed to meet immediate expenditures must be invested by the governing body of the public corporation or the joint board created by two or more public corporations as provided in subsection (3)(b)(iii), and all proceeds of the investment must be credited to the fund.

(5) For the purposes of subsection ~~(1)(b)~~ (1)(a), the judicial branch or the legislative branch may choose not to have the department of administration manage its workers' compensation policy.

(6) The department of administration may adopt rules to implement ~~subsection (1)(b)(i)~~ this section.

(7) As used in this section, the following definitions apply:

(a) "Public corporation" ~~includes~~ has the meaning provided in 39-71-116 except that a state agency is excluded and the Montana university system is included.

(b) (i) "State agency" means:

(A) the executive branch and its departments and all boards, commissions, committees, bureaus, and offices;

(B) the judicial branch; and

(C) the legislative branch.

(ii) The term does not include the Montana university system.""

Insert: "Section 2. Section 39-71-2201, MCA, is amended to read:

"39-71-2201. Election to be bound by plan -- captive reciprocal insurers. (1) Any employer ~~except those specified in 39-71-403~~ may, by filing an election to become bound by compensation plan No. 2, insure the employer's liability to pay the compensation and benefits provided by this chapter with any insurance company authorized to transact ~~such~~ workers'

compensation business in this state.

(2) Any employer electing to become bound by compensation plan No. 2 shall make the election on the form and in the manner prescribed by the department.

(3) A captive reciprocal insurer established by or on behalf of an employer or a group of employers is considered to be a compensation plan No. 2 insurer. Pursuant to 33-28-205, a captive reciprocal insurer may not be a member of an insurance guaranty association or guaranty fund.""

Insert: "NEW SECTION. **Section 3. State compensation insurance fund options.** If the department of administration elects coverage under plan No. 2 under the provisions of 39-71-403, the state fund may choose to provide and manage workers' compensation coverage for its employees under plan No. 3. If the state fund exercises this option, the state fund is exempt from 39-71-403 for the purposes of 39-71-2314. For the purposes of this chapter, upon exercising the option under this section, the state fund is the employer and the terms, conditions, and provisions of plan No. 3 are exclusive, compulsory, and obligatory upon both the employer and the employee."

Renumber: subsequent sections

6. Page 3, line 6.
Strike: "EMPLOYEE OR"

7. Page 3, lines 7 through 8.
Strike: "TO" on line 7
Insert: "at a meeting of"
Strike: "IN A PUBLIC HEARING," on line 7 through "COMMENT," on line 8

8. Page 3, line 14.
Following: "ADJUSTMENTS"
Insert: "for all employees"

9. Page 3, line 18.
Following: the first "THE"
Insert: "degree of"

10. Page 5, line 10.
Strike: "AFTER THE ONE-TIME" through "FUND, ALL"
Insert: "All"

11. Page 5, lines 14 through 15.
Strike: "AFTER EXPENDING" on line 14 through "TRANSFER" on line 15
Insert: "Subject to subsection (3), the state fund's equity or surplus, as that term is used in 39-71-2323, that has accrued from income other than premiums paid to the state fund based upon wages payable on or after July 1, 1990, must be used"

12. Page 5, lines 16 through 19.
Following: "1990" on line 16
Strike: ", the state fund's assets" on line 16 through "funded" on line 19

13. Page 6, lines 27 through 29.
Strike: section 6 in its entirety
Insert: "NEW SECTION. **Section 9. Codification instruction.** [Section 3] is intended to be codified as an integral part of Title 39, chapter 71, part 23, and the provisions of Title 39, chapter 71, part 23, apply to [section 3]."
Renumber: subsequent section

For the Senate:
Sonju, Chair
D. Brown
Keane

For the House:
Berry, Vice Chair
Lang
Noonan

CONFERENCE COMMITTEE
on House Amendments to **Senate Bill 323**
Report No. 001, April 23, 2013

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 323** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 323** (reference copy -- salmon) be amended as follows:

1. Page 1, line 15.
Following: "~~PHYSICIAN.~~"
Insert: "Ongoing prescriptions for Schedule II and Schedule III drugs may be prescribed only by a treating physician."

For the Senate:
Thomas, Chair
Debby Barrett
Vuckovich

For the House:
Salomon, Vice Chair
Pierson
Schwaderer

FREE CONFERENCE COMMITTEE
on **House Bill 218**
Report No. 001, April 23, 2013

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 218** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 218** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 14.
Strike: "A"
Strike: "DATE"
Insert: "DATES"

2. Page 5, line 6.
Strike: "EACH"
Insert: "the"
Following: "2014,"
Insert: "only"

3. Page 8, line 21.
Following: "**Termination.**"
Strike: "[This act]"
Insert: "(1) Except as provided in subsection (2), [this act]"

4. Page 8, following line 21.
Insert: "(2) [Section 9] terminates June 30, 2015."

For the Senate:
Rosendale, Chair
F. Moore
Stewart-Peregoy

For the House:
Ankney, Vice Chair
Cuffe
McChesney

FREE CONFERENCE COMMITTEE
on **House Bill 240**
Report No. 001, April 22, 2013

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 240** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 240** (reference copy -- salmon) be amended as follows:

1. Page 3, line 25.
Following: "PROHIBITED"
Insert: "**for certain individuals**"

2. Page 3, line 26.
Strike: "SUBSECTIONS (2) AND (3)"
Insert: "subsection (2)"

3. Page 3, line 28.

Following: "property"
Insert: "by a person with a permit issued pursuant to 45-8-321 or recognized pursuant to 45-8-329"

4. Page 4, line 16 through line 20.
Strike: subsection (3) in its entirety

For the Senate:
F. Moore, Chair
Fielder
Larsen

For the House:
C. Smith, Vice Chair
Kerns
MacDonald

Senator Phillips rose on a point of inquiry. Senator Brenden responded to the inquiry.

MOTIONS

Senator Wittich moved to appoint a **Free** Conference Committee on **SB 348** and request the House to appoint a like committee. Without objection, so ordered. Speaker Essmann appointed:

Senator Thomas, Chair
Senator Arntzen
Senator Facey

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Senator Wittich moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion Carried. Senator Vincent in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 335 - **House Amendments** - Senator Hamlett moved House amendments to **SB 335** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.

Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HJR 21 - Senator Webb moved **HJR 21** be concurred in. Motion **failed** as follows:

Yeas: Arntzen, Barrett Debby, Blewett, D. Brown, T. Brown, Caferro, Fielder, Hamlett, Jackson, Kaufmann, Keane, Lewis, Olson, Peterson, Phillips, Priest, Sonju, Thomas, Van Dyk, Webb, Windy Boy, Wittich, Mr. President.
Total 23

Nays: Arthun, Augare, Barrett Dick, Boulanger, Brenden, Buttrey, Driscoll, Facey, Jent, Jergeson, Jones, Larsen, Malek, Moore, Murphy, Ripley, Rosendale, Sales, Sesso, Stewart-Peregoy, Taylor, Tropila, Tutvedt, Vincent, Vuckovich, Walker, Wanzenried.
Total 27

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HJR 21 - Senator Wittich moved **HJR 21** be **indefinitely postponed**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Boulanger, Brenden, D. Brown, Buttrey, Driscoll, Facey, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Wittich.
Total 37

Nays: Barrett Debby, Blewett, T. Brown, Caferro, Fielder, Hamlett, Keane, Phillips, Taylor, Thomas, Webb, Windy Boy, Mr. President.
Total 13

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 562 - **Governor's Amendments** - Senator Vuckovich moved Governor's amendments to **HB 562** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, Boulanger, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Sesso, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Windy Boy, Wittich, Mr. President.
Total 38

Nays: Barrett Debby, Brenden, D. Brown, Fielder, Jackson, Ripley, Rosendale, Sales, Taylor, Thomas, Walker, Webb.
Total 12

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 473 - **Conference Committee Report No. 1** - Senator Murphy moved the Conference Committee report to **HB 473** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 28

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Moore, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 22

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 497 - **Conference Committee Report No. 1** - Senator Sales moved the Conference Committee report to **HB 497** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.

Total 33

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried.
Total 17

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 198 - **Conference Committee Report No. 1** - Senator Thomas moved the Conference Committee report to **SB 198** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.
Total 43

Nays: Augare, Blewett, Fielder, Kaufmann, Sesso, Stewart-Peregoy, Wittich.
Total 7

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 223 - **Conference Committee Report No. 1** - Senator Murphy moved the Conference Committee report to **SB 223** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: Larsen.
Total 1

Absent or not voting: None.

Total 0

Excused: None.
Total 0

HB 277 - **Conference Committee Report No. 1** - Senator Sales moved the Conference Committee report to **HB 277** be adopted. Motion **failed** as follows:

Yeas: Augare, Blewett, Driscoll, Hamlett, Jackson, Jergeson, Jones, Larsen, Malek, Murphy, Peterson, Phillips, Sesso, Stewart-Peregoy, Tutvedt, Van Dyk, Vuckovich, Webb, Windy Boy, Mr. President.
Total 20

Nays: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Facey, Fielder, Jent, Kaufmann, Keane, Lewis, Moore, Olson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tropila, Vincent, Walker, Wanzenried, Wittich.
Total 30

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 385 - **Governor's Amendments** - Senator Wittich moved Governor's amendments to **HB 385** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 297 - **House Amendments** - Senator Arntzen moved House amendments to **SB 297** be

concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Hamlett, Jackson, Jones, Keane, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Walker, Webb, Windy Boy, Mr. President.
Total 37

Nays: Barrett Dick, Blewett, Facey, Jent, Jergeson, Kaufmann, Larsen, Malek, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Wittich.
Total 13

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 633 - Senator Sonju moved **HB 633** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jones, Kaufmann, Keane, Larsen, Olson, Peterson, Phillips, Priest, Sesso, Sonju, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Windy Boy.
Total 35

Nays: Jent, Jergeson, Lewis, Malek, Moore, Murphy, Ripley, Rosendale, Sales, Taylor, Walker, Wanzenried, Webb, Wittich, Mr. President.
Total 15

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 8 - **Governor's Amendments** - Senator Brenden moved Governor's amendments to **HB 8** be **not** concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 43

Nays: Barrett Dick, Facey, Kaufmann, Malek, Tropila, Van Dyk, Wanzenried.
Total 7

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Wittich moved the committee **rise, report progress, and beg leave to sit again**. Motion Carried. Committee arose. Senate resumed. President Essmann presiding. Chair Vincent moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: Kaufmann, Wanzenried.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 262 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.

Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 411 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 46

Nays: Barrett Dick, Caferro, Kaufmann, Wanzenried.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 101, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: D. Brown.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 184, **Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Mr. President.
Total 28

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy, Wittich.
Total 22

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 100, **Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Boulanger, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Jackson, Jones, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 40

Nays: Barrett Dick, Blewett, Brenden, Hamlett, Jent, Jergeson, Kaufmann, Malek, Vuckovich, Wanzenried.
Total 10

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 297, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.
Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 345, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: Malek, Phillips.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 256, **Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 30

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE
on **Senate Bill 282**
Report No. 001, April 23, 2013

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 282** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 282** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 21.
Following: "~~15-32-104,~~"
Insert: "15-32-104,"
Strike: "15-32-201,"

2. Title, page 1, line 27.
Following: "~~15-30-2319,~~"
Insert: "15-30-2319,"

3. Title, page 1, line 29.
Following: "~~15-32-109,~~"
Insert: "15-32-109,"
Following: "~~15-32-203,~~"
Insert: "15-32-201, 15-32-202, 15-32-203,"

4. Page 15, line 17.
Strike: "3.5%"
Insert: "4%"

5. Page 15, line 18.
Strike: "5.75%"
Insert: "6%"

6. Page 15, line 20.
Strike: "3.5%"
Insert: "4%"

7. Page 15, line 21.
Strike: "5.75%"
Insert: "6%"

8. Page 15, line 24.
Strike: "3.5%"
Insert: "4%"

9. Page 15, line 25.
Strike: "5.75%"
Insert: "6%"

10. Page 15, line 28.
Strike: "3.5%"
Insert: "4%"

11. Page 15, line 29.
Strike: "5.75%"
Insert: "6%"

12. Page 16, line 13.
Strike: the first "3.5%"
Insert: "4%"
Strike: the second "3.5%"
Insert: "4%"

13. Page 16, line 14.
Strike: "5.75%"
Insert: "6%"

14. Page 16, line 15.
Strike: "3.5%"
Insert: "4%"

15. Page 16, line 21.
Strike: "3.5%"
Insert: "4%"

16. Page 16, line 22.
Strike: "2%"
Insert: "2.5%"

17. Page 16, line 24.
Strike: "3.5%"
Insert: "4%"

18. Page 16, line 25.
Strike: "3.5%"
Insert: "4%"

19. Page 16, line 26.
Strike: "3.5%"
Insert: "4%"

20. Page 16, line 29.
Strike: "3.5%"
Insert: "4%"

21. Page 16, line 30.
Strike: "2%"
Insert: "2.5%"

22. Page 17, line 2.
Strike: "4.25%"
Insert: "4.5%"

23. Page 17, line 3.
Strike: "5.75%"
Insert: "6%"

24. Page 17, line 4.
Strike: "4.25%"
Insert: "4.5%"

25. Page 41, line 9.
Insert: "Section 32. Section 15-32-104, MCA, is amended to read:

"15-32-104. Limitations on deduction and credit. Tax treatment under 15-32-103 ~~and 15-32-109~~ is limited to persons and firms not primarily engaged in the provision of gas or electricity derived from fossil fuel extraction or conventional hydroelectric development.""
Renumber: subsequent sections

26. Page 41, line 12 through line 13.
Strike: "THE" on line 12 through "15-32-109." on line 13

27. Page 41, line 14.
Strike: "OR CREDIT"
Strike: "OR 15-32-109"

28. Page 41, line 16.
Strike: "OR CREDIT"
Strike: "OR ENERGY CONSERVATION"

29. Page 41, line 19.
Following: "~~days.~~"
Insert: "The department may refer a deduction involving energy conservation to the department of labor and industry for its advice, and the department of labor and industry shall respond within 60 days."

30. Page 41, line 20.

Strike: "OR CREDIT"

31. Page 41, line 22 through page 42, line 5.
Strike: section 33 in its entirety
Renumber: subsequent subsections

32. Page 81.
Following: line 13
Insert: "15-30-2319. Credit for energy-conserving investments."

33. Page 82.
Following: line 1
Insert: "15-32-109. Credit for energy-conserving expenditures."

34. Page 82.
Following: line 5
Insert: "15-32-201. Amount of credit -- to whom available.
15-32-202. Taxable years in which credit may be claimed -- carryover.
15-32-203. Department to make rules."

For the Senate:
Thomas, Chair
Phillips
Tutvedt

For the House:
Osmundson, Vice Chair
Coffin
Hansen

President Pro Tempore Debby Barrett assumed the chair.

SPECIAL ORDERS OF THE DAY

SR 73 - Senator Peterson moved the nominations transmitted by the Governor be confirmed by the Senate in accordance with **SR 73**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SR 74 - Senator Ripley moved the nominations transmitted by the Governor be confirmed by the Senate in accordance with **SR 74**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SR 76 - Senator Sonju moved the nominations transmitted by the Governor be confirmed by the Senate in accordance with **SR 76**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senators Wanzenried and Essmann gave their farewell remarks to the Senate.

MOTIONS

Senator Windy Boy moved to change his third-reading vote on **HB 297** from Yes to No. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Wittich moved that the Senate recess until 5:00 p.m. this date. Motion carried.

Senate recessed at 2:11 p.m.

****

Senate reconvened at 5:02 p.m. President Essmann presiding. All members present.

REPORTS OF STANDING COMMITTEES

RULES (Wittich, Chair): 4/22/2013

Senate Rules be amended, and that amendments to Senate Rule S50-220 read as follows:

1. **S50-220. Call of the Senate.** (1) In the absence of a quorum, a majority of Senators present may compel the attendance of absent Senators by ordering a call of the Senate.

~~(2) If a quorum is present, five Senators may order a call of the Senate.~~

~~(3)~~ (2) On a call of the Senate, a Senator who refuses to attend may be arrested by the Sergeant-at-Arms or any other person, as the majority of the Senators present direct. When the attendance of an absent Senator is secured and the Senate refuses to excuse the Senator's absence, the Senator may not be paid any expense payments while absent and is liable for the expenses incurred in procuring the Senator's attendance.

~~(4)~~ (3) During a call of the Senate, all business must be suspended. After a call has been ordered, no motion is in order except a motion to adjourn or remove the call. The call may be removed by a ~~two-thirds~~ majority vote of the members present.

2. **Appendix A.**
List of Questions Requiring Other Than a Majority Vote
The following questions require the vote specified:

~~(1) a call of the Senate with a quorum pursuant to S50-220(2) (five Senators);~~
~~(2) a motion to lift a call of the Senate pursuant to S50-220(4) (two-thirds of the members present);~~
~~(3)~~ (1) a motion to amend or suspend rules pursuant to S60-10 (two-thirds);
~~(4)~~ (2) a motion to override the Governor's veto pursuant to S50-250 and Article VI, section 10(3), of the Montana Constitution (two-thirds);
~~(5)~~ (3) a motion to approve a bill to appropriate the principal of the coal trust fund pursuant to Article IX, section 5, of the Montana Constitution (three-fourths of each house);
~~(6)~~ (4) a motion to approve a bill to appropriate highway revenue as described in Article VIII, section 6, of the Montana Constitution for purposes other than those described in that section (three-fifths of each house);
~~(7)~~ (5) a motion to approve a bill proposing to amend the Montana Constitution pursuant to Article XIV, section 8, of the Montana Constitution (two-thirds of the entire Legislature);
~~(8)~~ (6) an appeal of the ruling of the presiding officer pursuant to S20-10 (one Senator, seconded by two other Senators);
~~(9)~~ (7) a motion to approve a bill conferring immunity from suit as described in Article II, section 18, of the Montana Constitution (two-thirds);
~~(10)~~ (8) a motion to approve a bill to appropriate the principal of the tobacco settlement trust fund pursuant to Article XII, section 4, of the Montana Constitution (two-thirds); and
~~(11)~~ (9) a motion to appropriate the principal of the noxious weed management trust fund pursuant to Article IX, section 6, of the Montana Constitution (three-fourths).

And, as amended, be adopted. Report adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Sesso rose in to request the reported vote be corrected to reflect the actual 9 to 6 vote of the committee.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendments to **Senate Bill 96**
Report No. 001, April 23, 2013

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 96** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 96** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 15.
Following: "REVENUE;"
Insert: "PROVIDING CONTINGENT INCREASES AND DECREASES TO APPROPRIATIONS;"

2. Page 8, line 7.
Strike: "$10"
Insert: "$6"

3. Page 8, line 10.
Strike: "$10"
Insert: "$6"

4. Page 8, line 23.
Strike: "$250,000"
Insert: "$100,000"

5. Page 11.
Following: line 3
Insert: "COORDINATION SECTION. **Section 7. Coordination instruction.** If both House Bill No. 2 and [this act] are passed and approved, then:

(1) the general fund appropriation for BASE Aid in House Bill No. 2 of $580,680,837 is decreased by $3,053,710 in fiscal year 2015; and

(2) the general fund appropriation for Reimbursement Block Grants in House Bill No. 2 of $66,334,425 is increased by $7,931,716 in fiscal year 2015."
Renumber: subsequent sections

For the Senate:
Tutvedt, Chair
Phillips
Thomas

For the House:
G. Bennett, Vice Chair
Lavin
McClafferty

FREE CONFERENCE COMMITTEE

on **Senate Bill 348**
Report No. 001, April 23, 2013

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 348** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 348** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 9 through line 11.
Strike: "REVISING" on line 9 through "CONTROL;" on line 11

2. Title, page 1, line 17.
Strike: "REPEALING" through "PROGRAM;"

3. Title, page 1, line 18.
Strike: "20-9-516,"

4. Title, page 1, line 19 through line 20.
Strike: "REPEALING" on line 19 through "MCA;" on line 20

5. Page 4, line 6 through page 5, line 5.
Strike: section 5 in its entirety
Renumber: subsequent sections

6. Page 14, line 4 through line 17.
Strike: section 11 in its entirety
Renumber: subsequent sections

7. Page 14, line 19.
Strike: "10"
Insert: "9"

8. Page 14, line 20.
Strike: "1"
Insert: "9"

9. Page 14, line 22.
Strike: "subsections"
Insert: "subsection"
Strike: "and (3)"

10. Page 14, line 24.
Strike: "10"

Insert: "9"

11. Page 14, line 25.
Strike: subsection (3) in its entirety

12. Page 14, line 27 through line 28.
Strike: section 14 in its entirety
Renumber: subsequent sections

13. Page 14, line 30.
Strike: "10"
Insert: "9"

For the Senate:
Thomas, Chair
Arntzen
Facey

For the House:
Blyton, Vice Chair
Salomon
McClafferty

FREE CONFERENCE COMMITTEE
on **House Bill 120**
Report No. 001, April 23, 2013

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 120** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 120** (reference copy -- salmon) be amended as follows:

1. Page 13, line 20 through line 21.
Strike: "who" on line 20 through "registration" on line 21

2. Page 13, line 27 through line 28.
Strike: "or" on line 27 through "county" on line 28

3. Page 25, line 17.
Strike: "or by facsimile or other electronic means"

For the Senate:
Wittich, Chair
Boulanger
Malek

For the House:
Vance, Vice Chair
Hunter
Ingraham

MESSAGES FROM THE GOVERNOR

April 23, 2013

The Honorable Jeff Essmann
President of the Senate
State Capitol
Helena, MT 59620

Dear President Essmann:

On Tuesday, April 23, 2013, I returned **Senate Bill 182** - Sonju and **Senate Bill 290** - Arntzen to the Secretary of State without signature.

I am returning **Senate Bill 28** -Thomas and **Senate Bill 347** - Vincent with amendments.

Sincerely,

STEVE BULLOCK
Governor

April 23, 2013

The Honorable Jeff Essmann
President of the Senate
State Capitol
Helena, MT 59620

Dear President Essmann:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby **return with amendments Senate Bill 28 (SB 28)**, "AN ACT ADOPTING THE INTERSTATE INSURANCE PRODUCT REGULATION COMPACT; AUTHORIZING THE STATE AUDITOR AS COMMISSIONER OF INSURANCE TO PARTICIPATE IN THE COMPACT; ENSURING THAT PARTICIPATING STATES PROVIDE A COMMON FRAMEWORK FOR REGULATING DESIGNATED INSURANCE PRODUCTS; LEGISLATIVELY OPTING OUT OF CERTAIN UNIFORM STANDARDS; PROVIDING OPT-OUT AUTHORITY; LIMITING GOVERNMENTAL LIABILITY; AMENDING SECTIONS 33-1311 AND 33-1-501, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

SB 28 adopts the Interstate Insurance Product Regulation Compact and provides for an immediate effective date. My amendment will remove the immediate effective date to allow the Commissioner of Securities and Insurance and the insurance industry the necessary time to prepare for complying with the provisions of the bill. Removal of the immediate effective date will make the effective date default to October 1,2013.

I respectfully request that the Legislature concur with my amendment.

Sincerely,

STEVE BULLOCK
Governor

Governor's recommendations for amendments to **Senate Bill 28** (reference copy -- salmon) are as follows:

1. Title, line 10 and line 11.
Following: "LIABILITY;" on line 10
Insert: "AND"
Following: "MCA" on line 10
Strike: remainder of line 10 through "DATE" on line 11

2. Page 23, line 1.
Strike: section 8 in its entirety

April 23, 2013

The Honorable Jeff Essmann
President of the Senate
State Capitol
Helena, MT 59620

Dear President Essmann:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby **return with amendments Senate Bill 347 (SB 347)**, "AN ACT PROVIDING THAT A DIVERSION OR WITHDRAWAL OF WATER IS NOT DEGRADATION UNDER THE WATER QUALITY ACT; AMENDING SECTIONS 75-5-103 AND 75-5-317, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

Under existing laws protecting water quality that have been in force for two decades, an activity that decreases water flow is not significant to human health or the environment if the decrease is within certain measurable numeric limits. In addition, a decrease in flow outside of these numeric limits may still be acceptable (if the Department of Environmental Quality (DEQ) makes certain findings based on specific criteria).

SB 347 would amend the Montana Water Quality Act, replacing these protections with only a narrative standard that would require the DEQ to determine if the decrease in flow would "have a reasonable possibility to cause a significant adverse impact on a fish population."

I have several concerns with this approach.

First and foremost, I am very concerned that this change will invite substantial litigation, delaying the creation of jobs. SB 347 would replace a set standard that is measurable and widely understood ("decrease in the mean monthly flow of a surface water by less than 15% or the seven-day 10 year low flow by less than 10%"), with a narrative description that is subject to dispute and differing scientific opinions. The vagueness of the narrative standard in SB 347 was identified by several parties during the legislative process. This is sure to generate litigation.

Second, I believe the reference to "a fish population," while very important, is not consistent with our laws relating to surface water quality which use "aquatic life" as the standard yardstick. A stream should be protected from de-watering even if it does not contain fish. Besides, every angler knows that healthy aquatic insects are a critical part of having healthy fish populations.

Third, the Legislature has previously determined that the impacts on existing water rights are an important consideration, and current law reflects this judgment (section 75-5-301 (5)(c)(i), MCA).

SB 347 does away with this consideration, except in those instances where protecting "a fish population" also happens to protect an existing water right (or where the decrease in flow is for a beneficial use, which is then reviewed for its impacts on senior water right holders under Title 85, Chapter 2, MCA).

Accordingly I propose amendments to accomplish three objectives:

1. In order to provide as much clarity as possible in regard to this new narrative standard, and lessen the risk of litigation, I am including explicit direction to the Board of Environmental Review to adopt rules to give specificity to the new standard, with a completion date of November 1, 2014.
2. To provide that "aquatic life" is the benchmark in the narrative standard. In extending protection to streams where fish are not present in sufficient numbers, this amendment also provides more protection for senior water rights holders.
3. To clarify the prospective nature of new rules adopted by the Board of Environmental Review and allow existing applicants and permit holders the option of applying the new rules to their respective applications and operations.

Current law does not require certain types of water use to go through the water right permitting process, nor are they considered waste under Title 85, Chapter 2, MCA. However, and as I have proposed to amend this bill, for the first time the department will review these non-beneficial uses of water to ensure that they will not have an adverse impact on aquatic life.

I respectfully ask that you support my amendments.

Sincerely,

STEVE BULLOCK
Governor

Governor's recommendations for amendments to **Senate Bill 347** (reference copy -- salmon) are as follows:

1. Title, line 6.
Following: "DATE"
Insert: "AND APPLICABILITY DATES"

2. Page 2, line 12.
Following: "IMPACT ON"
Strike: "A FISH POPULATION"
Insert: "aquatic life. The board shall adopt rules implementing this subsection (7)(b)(ii) no later than November 1, 2014"

3. Page 7, line 26.
Following: "IMPACT ON"
Strike: "A FISH POPULATION"
Insert: "aquatic life. The board shall adopt rules implementing this subsection (7)(b)(ii) no later than November 1, 2014"

4. Page 14, line 16.
Insert: "NEW SECTION. **Section 3. Applicability.** (1) [This act] applies to an application for a permit, license, or other authorization received by the department of environmental quality after the effective date of rules adopted to implement [this act].

(2) [This act] applies to an application for a permit, license, or other authorization that is received by the department before the effective date of rules adopted to implement [this act] but not granted or denied before that date if the applicant, within 90 days after the effective date of the rules, files a written election with the department to have the application reviewed under [this act] and the rules adopted to implement [this act].

(3) [This act] applies to a permit, license, or other authorization issued before the effective date of rules adopted to implement [this act] if the holder of the permit, license, or other authorization files a written election with the department to have [this act] and the rules adopted pursuant to [this act] applied to the permit, license, or other authorization."
Renumber: subsequent section

MESSAGES FROM THE OTHER HOUSE

Senate bill concurred in and returned to the Senate: 4/23/2013
SB 394, introduced by Wittich

Free Conference Committee Report No.1 adopted: 4/23/2013
SB 342, introduced by Windy Boy

Senate amendments to House bill concurred in: 4/23/2013
HB 377, introduced by Woods

Governor's amendments to **House bill** concurred in and transmitted to the Senate for concurrence in the Governor's amendments: 4/23/2013
HB 274, introduced by Greef

Conference Committee Report No. 1 on Senate amendments to House bill adopted: 4/23/2013
HB 133, introduced by Berry

MOTIONS

Senator Phillips rose on a point of inquiry.

Senator Jergeson rose on a point of parliamentary procedure regarding conference committee reports.

Senator Priest moved to suspend the rules to allow **SB 173**, **SB 215**, **SB 282**, **SB 323**, **SJ 18**, **HB 218**, **HB 240**, and **HB 284** to be reported out of committee this date and brought before the Committee of the Whole this legislative day. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Hamlett, Jackson, Jones, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Walker, Webb, Wittich, Mr. President.
Total 36

Nays: Augare, Barrett Dick, Blewett, Facey, Jent, Jergeson, Kaufmann, Malek, Phillips, Stewart-Peregoy, Tropila, Vuckovich, Wanzenried, Windy Boy.
Total 14

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Senator Wittich moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion Carried. Senator Vincent in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 97 - **Free Conference Committee Report No. 1** - Senator Sales moved the Free Conference Committee report to **HB 97** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 47

Nays: Kaufmann, Tropila, Wanzenried.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 342 - **Free Conference Committee Report No. 1** - Senator Windy Boy moved the Free Conference Committee report to **SB 342** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.
Total 40

Nays: Boulanger, Brenden, Fielder, Jackson, Moore, Rosendale, Sales, Vincent, Webb, Wittich.
Total 10

Absent or not voting: None.
Total 0

Excused: None.

Total 0

HB 225 - **Governor's Amendments** - Senator Wittich moved Governor's amendments to **HB 225** be **not** concurred in. Motion **failed** as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sonju, Taylor, Thomas, Walker, Webb, Wittich.
Total 24

Nays: Augare, Barrett Dick, Blewett, T. Brown, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sales, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Windy Boy, Mr. President.
Total 26

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 431 - **Conference Committee Report No. 1** - Senator Olson moved the Conference Committee report to **HB 431** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 148 - **Free Conference Committee Report No. 1** - Senator L. Jones moved the Free Conference Committee report to **SB 148** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey,

Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 30

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried.
Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 305 - **Conference Committee Report No. 1** - Senator Peterson moved the Conference Committee report to **SB 305** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, D. Brown, T. Brown, Buttrey, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Wittich, Mr. President.
Total 34

Nays: Augare, Barrett Dick, Blewett, Brenden, Caferro, Driscoll, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Wanzenried, Windy Boy.
Total 16

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 284 - Senator Debby Barrett moved **HB 284** be concurred in. Motion **failed** as follows:

Yeas: Arntzen, Barrett Debby, Boulanger, Brenden, T. Brown, Caferro, Fielder, Hamlett, Jergeson, Jones, Keane, Lewis, Moore, Murphy, Peterson, Priest, Sesso, Sonju, Thomas, Tropila, Vincent, Vuckovich, Mr. President.
Total 23

Nays: Arthun, Augare, Barrett Dick, Blewett, D. Brown, Buttrey, Driscoll, Facey, Jackson, Jent, Kaufmann, Larsen, Malek, Olson, Phillips, Ripley, Rosendale, Sales, Stewart-Peregoy, Taylor, Tutvedt, Van Dyk, Walker, Wanzenried, Webb, Windy Boy, Wittich.

Total 27

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 284 - Senator Wittich moved **HB 284** be **indefinitely postponed**. Motion carried as follows:

Yeas: Arthun, Barrett Dick, Blewett, Boulanger, Brenden, Buttrey, Driscoll, Facey, Jent, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich.
Total 33

Nays: Arntzen, Augare, Barrett Debby, D. Brown, T. Brown, Caferro, Fielder, Hamlett, Jackson, Jergeson, Jones, Keane, Sesso, Sonju, Taylor, Thomas, Mr. President.
Total 17

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 215 - **House Amendments** - Senator F. Moore moved House amendments to **SB 215** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: Fielder.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 218 - **Free Conference Committee Report No. 1** - Senator Rosendale moved the Free Conference Committee report to **HB 218** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 240 - **Free Conference Committee Report No. 1** - Senator F. Moore moved the Free Conference Committee report to **HB 240** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Fielder, Hamlett, Jackson, Jones, Lewis, Moore, Murphy, Olson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.
Total 27

Nays: Augare, Barrett Dick, Blewett, Buttrey, Caferro, Driscoll, Facey, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Peterson, Phillips, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 23

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 173 - **Free Conference Committee Report No. 1** - Senator Keane moved the Free Conference Committee report to **SB 173** be adopted. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, D. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jones, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Sonju, Stewart-Peregoy, Taylor, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy, Mr. President.

Total 27

Nays: Arthun, Boulanger, Brenden, T. Brown, Fielder, Jackson, Jent, Jergeson, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich.
Total 23

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 18 - **Free Conference Committee Report No. 1** - Senator Thomas moved the Free Conference Committee report to **SJR 18** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jent, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 32

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried.
Total 18

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 323 - **Conference Committee Report No. 1** - Senator Thomas moved the Conference Committee report to **SB 323** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 31

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried.
Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 274 - **Governor's Amendments** - Senator Sonju moved Governor's amendments to **HB 274** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 359 - **Governor's Amendments** - Senator Fielder moved Governor's amendments to **HB 359** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 282 - **Free Conference Committee Report No. 1** - Senator Thomas moved the Free Conference Committee report to **SB 282** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Fielder, Jackson, Jones, Larsen, Lewis, Murphy, Olson, Peterson, Priest, Ripley, Sesso, Taylor, Thomas, Tutvedt, Vuckovich, Walker, Mr. President.
Total 26

Nays: Augare, Barrett Dick, Blewett, Caferro, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Malek, Moore, Phillips, Rosendale, Sales, Sonju, Stewart-Peregoy, Tropila, Van Dyk, Vincent, Wanzenried, Webb, Windy Boy, Wittich.
Total 24

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Wittich moved the committee **rise and report**. Motion Carried. Committee arose. Senate resumed. President Essmann presiding. Chair Vincent moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 45

Nays: Blewett, Kaufmann, Malek, Phillips, Wanzenried.
Total 5

Absent or not voting: None.
Total 0

Excused: None.
Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Wittich moved that the Senate adjourn until 10:00 a.m., Wednesday, April 24, 2013, the eighty-seventh legislative day. Motion carried.

Senate adjourned at 6:34 p.m.

MARILYN MILLER
Secretary of the Senate

JEFF ESSMANN
President of the Senate

SENATE JOURNAL
63RD LEGISLATURE
EIGHTY-SEVENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 24, 2013 — State Capitol

Senate convened at 10:16 a.m. President Essmann presiding. Invocation by Father Jerry Lowney. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Buttrey, Chair): 4/25/2013

Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the seventy-sixth through eighty-second legislative days, find the same to be correct.

Correctly enrolled: **SB 28**, **SB 81**, **SB 96**, **SB 148**, **SB 198**, **SB 215**, **SB 223**, **SB 297**, **SB 305**, **SB 323**, **SB 335**, **SB 342**, **SB 348**, **SB 394**, **SJR 15**, **SJR 18**.
Examined by the sponsor and found to be correct: **SB 394**.
Transmitted to the House: **HB 633**, **HJR 25**, **HJR 26**, **HJR 30**.
Signed by the President at 9:30 a.m., April 23, 2013: **SB 175**.
Signed by the Speaker at 11:50 a.m., April 24, 2013: **SB 175**.
Signed by the President at 4:00 p.m., April 23, 2013: **SB 23**, **SB 44**, **SB 117**, **SB 162**, **SB 196**, **SB 217**, **SB 226**, **SB 231**, **SB 240**, **SB 370**, **SB 386**, **SB 401**, **SJR 14**, **SJR 15**, **SJR 20**, **SJR 22**, **SJR 23**, **SJR 24**, **SR 43**, **SR 46**, **SR 48**, **SR 51**, **SR 52**, **SR 53**, **SR 56**, **SR 57**, **SR 59**, **SR 60**.
Signed by the Secretary of the Senate at 7:40 a.m., April 24, 2013: **SB 201**, **SB 264**, **SB 265**, **SB 280**, **SB 369**, **SB 392**, **SJR 26**, **SR 31**, **SR 55**, **SR 61**, **SR 62**, **SR 72**.
Signed by the Secretary of the Senate at 8:25 a.m., April 24, 2013: **SB 101**, **SB 256**, **SR 73**, **SR 74**, **SR 76**.
Signed by the President at 8:30 a.m., April 24, 2013: **SB 101**, **SB 201**, **SB 256**, **SB 264**, **SB 265**, **SB 280**, **SB 369**, **SB 392**, **SJR 26**, **SR 31**, **SR 55**, **SR 61**, **SR 62**, **SR 72**, **SR 73**, **SR 74**, **SR 76**.
Signed by the Secretary of the Senate at 11:16 a.m., April 24, 2013: **SB 81**.
Signed by the President at 11:18 a.m., April 24, 2013: **SB 81**.
Signed by the Speaker at 11:25 a.m., April 24, 2013: **SB 81**.
Signed by the Secretary of the Senate at 9:05 a.m., April 15, 2013: **SB 269**.
Signed by the Secretary of the Senate at 10:50 a.m., April 24, 2013: **SB 394**
Signed by the President at 2:00 p.m., April 24, 2013: **SB 269**.

MESSAGES FROM THE OTHER HOUSE

Senate bill concurred in and returned to the Senate: 4/24/2013
SB 81, introduced by Lewis

Free Conference Committee Report No.1 **not** adopted: 4/24/2013
SB 173, introduced by Keane

Governor's amendments to **Senate bill not** concurred in, returned to the Senate: 4/24/2013
SB 337, introduced by Hamlett

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Senator Wittich moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion Carried. Senator Walker in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HJR 26 - Senator T. Brown moved **HJR 26** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Windy Boy, Mr. President.
Total 38

Nays: Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Kaufmann, Ripley, Sales, Thomas, Walker, Webb, Wittich.
Total 12

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HJR 25 - Senator F. Moore moved **HJR 25** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Rosendale, Sonju, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 26

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Ripley, Sales, Sesso, Stewart-Peregoy, Taylor, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 24

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HJR 30 - Senator T. Brown moved **HJR 30** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Priest, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Van Dyk, Vincent, Vuckovich, Windy Boy, Mr. President.
Total 38

Nays: Arthun, D. Brown, Facey, Kaufmann, Phillips, Ripley, Sales, Tutvedt, Walker, Wanzenried, Webb, Wittich.
Total 12

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 120 - **Free Conference Committee Report No. 1** - Senator Wittich moved the Free Conference Committee report to **HB 120** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Walker, Wanzenried, Webb, Wittich, Mr. President.
Total 47

Nays: Stewart-Peregoy, Vuckovich, Windy Boy.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 96 - **Free Conference Committee Report No. 1** - Senator Tutvedt moved the Free

Conference Committee report to **SB 96** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jent, Jones, Larsen, Lewis, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Walker, Webb, Mr. President.
Total 34

Nays: Augare, Barrett Dick, Caferro, Driscoll, Facey, Jergeson, Kaufmann, Keane, Malek, Moore, Sesso, Stewart-Peregoy, Vuckovich, Wanzenried, Windy Boy, Wittich.
Total 16

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 348 - **Free Conference Committee Report No. 1** - Senator Thomas moved the Free Conference Committee report to **SB 348** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Sesso, Stewart-Peregoy, Thomas, Tropila, Van Dyk, Vuckovich, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 41

Nays: D. Brown, Jackson, Rosendale, Sales, Sonju, Taylor, Tutvedt, Vincent, Walker.
Total 9

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 28 - Senator Thomas moved consideration of **SB 28** be placed at the bottom of the second reading board. Without objection, so ordered.

SB 337 - **Governor's Amendments** - Senator Hamlett moved Governor's amendments to **SB 337** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson,

Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.
Total 46

Nays: Moore, Olson, Sales, Wittich.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 28 - **Governor's Amendments** - Senator Thomas moved Governor's amendments to **SB 28** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Wittich moved the committee **rise, report progress, and beg leave to sit again**. Motion Carried. Committee arose. Senate resumed. President Essmann presiding. Chair Walker moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 46

Nays: Blewett, Kaufmann, Tropila, Wanzenried.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 335, **as amended by the House**, passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 562, **as amended by the Governor**, concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Sonju, Stewart-Peregoy, Taylor, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Windy Boy, Wittich.
Total 36

Nays: Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Ripley, Rosendale, Sales, Sesso, Thomas, Walker, Webb, Mr. President.
Total 14

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 497, **Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jent, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 31

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 198, **Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.
Total 47

Nays: Augare, Fielder, Wittich.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 223, **Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 385, **as amended by the Governor**, concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 633 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Hamlett, Jackson, Jones, Kaufmann, Keane, Larsen, Olson, Peterson, Phillips, Priest, Sesso, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Windy Boy.
Total 33

Nays: Facey, Jent, Jergeson, Lewis, Malek, Moore, Murphy, Ripley, Rosendale, Sales, Taylor,

Thomas, Walker, Wanzenried, Webb, Wittich, Mr. President.
Total 17

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 97, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: Kaufmann, Tropila.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 342, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.
Total 39

Nays: Barrett Debby, Boulanger, Brenden, Jackson, Moore, Priest, Rosendale, Sales, Sonju, Webb, Wittich.
Total 11

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 431, **Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 148, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 30

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried.
Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 305, **Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jergeson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Walker, Webb, Wittich, Mr. President.
Total 31

Nays: Augare, Barrett Dick, Blewett, Brenden, Caferro, Driscoll, Facey, Jent, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Windy Boy.
Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 215, **as amended by the House**, passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: Fielder.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 218, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: Kaufmann, Wanzenried.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 240, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jones, Lewis, Moore, Murphy, Olson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich.
Total 28

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Peterson, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy, Mr. President.
Total 22

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 18, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jent, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Rosendale, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Ripley, Sales, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 323, **Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jergeson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 32

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jent, Kaufmann, Keane, Larsen,

Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried.
Total 18

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 274, **as amended by the Governor**, concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 45

Nays: Blewett, Caferro, Kaufmann, Tropila, Van Dyk.
Total 5

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 359, **as amended by the Governor**, concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: Tropila.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 282, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jent, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Rosendale, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 473, **Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Larsen, Lewis, Murphy, Olson, Peterson, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Webb, Wittich.
Total 26

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Malek, Moore, Phillips, Priest, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.
Total 24

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 297, **as amended by the House**, passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Hamlett, Jackson, Jones, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tutvedt, Vincent, Webb, Windy Boy.
Total 33

Nays: Barrett Dick, Blewett, Facey, Fielder, Jent, Jergeson, Kaufmann, Malek, Priest,

Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Walker, Wanzenried, Wittich, Mr. President.
Total 17

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 173, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, Caferro, Driscoll, Hamlett, Jones, Kaufmann, Keane, Larsen, Malek, Phillips, Ripley, Sesso, Stewart-Peregoy, Taylor, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 26

Nays: Arntzen, Boulanger, T. Brown, Buttrey, Facey, Fielder, Jackson, Jent, Jergeson, Lewis, Moore, Murphy, Olson, Peterson, Priest, Rosendale, Sales, Sonju, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.
Total 24

Absent or not voting: None.
Total 0

Excused: None.
Total 0

MOTIONS

Majority Leader Wittich moved the Senate suspend its rules and move all bills on second reading this date to third reading this date. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Wittich, Mr. President.
Total 49

Nays: Windy Boy.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Majority Leader Wittich moved the Senate recess for a brief period to prepare the vote board for the additional third-reading bills. Without objection, so ordered.

Senate recessed at 11:13 a.m. Senate reconvened at 11:29 a.m. President Essmann presiding. All members present.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HJR 26 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.
Total 42

Nays: Barrett Debby, Boulanger, Brenden, D. Brown, Ripley, Sales, Webb, Wittich.
Total 8

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HJR 25 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Rosendale, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Mr. President.
Total 26

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Ripley, Sales, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy, Wittich.
Total 24

Absent or not voting: None.

Total 0

Excused: None.
Total 0

HJR 30 concurred in as follows:

Yeas: Arntzen, Augare, Barrett Debby, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.
Total 41

Nays: Arthun, Barrett Dick, D. Brown, Facey, Kaufmann, Phillips, Sales, Webb, Wittich.
Total 9

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 120, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Walker, Wanzenried, Webb, Wittich, Mr. President.
Total 46

Nays: Augare, Stewart-Peregoy, Vuckovich, Windy Boy.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 96, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jent, Jones, Larsen, Lewis, Moore, Murphy, Olson,

Peterson, Priest, Ripley, Rosendale, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Walker, Webb, Wittich, Mr. President.
Total 34

Nays: Augare, Barrett Dick, Caferro, Driscoll, Facey, Jergeson, Kaufmann, Keane, Malek, Phillips, Sales, Sesso, Stewart-Peregoy, Vuckovich, Wanzenried, Windy Boy.
Total 16

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 348, **Free Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Sesso, Sonju, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.
Total 45

Nays: Priest, Rosendale, Sales, Taylor, Wittich.
Total 5

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 28, **as amended by the Governor**, passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 337, **as amended by the Governor**, passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.
Total 47

Nays: Moore, Sales, Wittich.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

MOTIONS

Senator Rosendale moved the Senate override the Governor's veto of **HB 522**.

Senator Blewett moved a **substitute motion** to table **HB 522**. Motion **failed** as follows:

Yeas: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 19

Nays: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jent, Jergeson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 31

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Thereupon, the Senate reverted to the original motion of Senator Rosendale which **failed** as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jent, Jergeson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 31

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

MESSAGES FROM THE OTHER HOUSE

Free Conference Committee Report No.1 adopted: 4/24/2013
SB 96, introduced by Tutvedt
SB 148, introduced by L. Jones

Governor's amendments to **Senate bill** concurred in and returned to the Senate: 4/24/2013
SB 28, introduced by Thomas

Senate bill concurred in as amended and returned to the Senate for concurrence in House amendments. This bill is being returned after the deadline for appropriation bills and requires a two-thirds vote for the bill to be considered by the Senate. 4/24/2013
SB 410, introduced by Ripley

Senate amendments to House bills concurred in: 4/24/2013
HB 129, introduced by Gibson
HB 265, introduced by Fitzpatrick

Conference Committee Report No.1 adopted: 4/24/2013
HB 431, introduced by Knudsen

Free Conference Committee Report No.1 adopted: 4/24/2013
HB 120, introduced by Ingraham
HB 218, introduced by Ankney
HB 240, introduced by C. Smith

Governor's amendments to **House bills** concurred in and transmitted to the Senate for concurrence in the Governor's amendments: 4/24/2013
HB 359, introduced by Fitzpatrick
HB 554, introduced by B. Smith

MOTIONS

Senator Wittich moved the Senate suspend its rules to accept the late transmittal of **SB 410**, as amended by the House, and that **SB 410** come before the Committee of the Whole this date. Motion **failed** (2/3 vote required) as follows:

Yeas: Arthun, Augare, Barrett Dick, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Peterson, Phillips, Ripley, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Windy Boy.
Total 27

Nays: Arntzen, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, Fielder, Jackson, Lewis, Moore, Murphy, Priest, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Wanzenried, Webb, Wittich, Mr. President.
Total 23

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senate recessed at 11:43 a.m. Senate reconvened at 1:39 p.m. Senator Essmann presiding. All members present.

MOTIONS

Senator Sesso moved the Senate suspend its rules to accept the late transmittal of **SB 410**, as amended by the House, and that **SB 410** come before the Committee of the Whole this date.

Senator Debby Barrett moved a **substitute motion** to adjourn sine die. Motion **failed** as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, D. Brown, Fielder, Jackson, Lewis, Moore, Murphy, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Windy Boy, Wittich.
Total 22

Nays: Augare, Barrett Dick, Blewett, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Peterson, Phillips,

Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Mr. President.
Total 28

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Thereupon, the Senate reverted to the original motion of Senator Sesso which **failed** (2/3 vote required) as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Peterson, Phillips, Ripley, Sales, Sesso, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Mr. President.
Total 33

Nays: Barrett Debby, Boulanger, D. Brown, Fielder, Jackson, Lewis, Moore, Murphy, Priest, Rosendale, Taylor, Thomas, Vincent, Walker, Webb, Windy Boy, Wittich.
Total 17

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SPECIAL ORDERS OF THE DAY

Senator Taylor thanked the Pages for their service this week, and thanked Joyce Nachtsheim, page supervisor this session, for her work.

SR 77 - Senator Priest moved that the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 77**. The motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: Barrett Dick.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SR 68 - Senator Brenden moved that the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 68**. The motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 41

Nays: Barrett Debby, Boulanger, Brenden, D. Brown, Ripley, Sales, Sonju, Taylor, Thomas.
Total 9

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SR 69 - Senator Brenden moved that the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 69**. The motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: Jackson.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SR 70 - Senator Van Dyk moved that the nomination transmitted by the Governor be confirmed

by the Senate in accordance with **SR 70**. The motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Moore, Peterson, Phillips, Priest, Ripley, Sesso, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.
Total 38

Nays: Brenden, D. Brown, Jackson, Lewis, Murphy, Olson, Rosendale, Sales, Sonju, Taylor, Webb, Wittich.
Total 12

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SR 58 - Senator Jergeson moved that the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 58**. The motion **failed** as follows:

Yeas: Augare, Barrett Dick, Blewett, T. Brown, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 23

Nays: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.
Total 27

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Olson rose on a point of order. President Essmann responded to the question.

MOTIONS

Senator Sesso moved the Senate suspend its rules to accept the late transmittal of **SB 410**, as amended by the House, and that **SB 410** come before the Committee of the Whole this date.

Senator Debby Barrett moved a **substitute motion** to adjourn sine die. Motion **failed** as follows:

Yeas: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Lewis, Moore, Murphy, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 23

Nays: Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Peterson, Phillips, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried.
Total 27

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Thereupon, the Senate reverted to the original motion of Senator Sesso which **failed** as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Peterson, Phillips, Sales, Sesso, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Windy Boy, Mr. President.
Total 32

Nays: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Lewis, Moore, Murphy, Priest, Ripley, Rosendale, Taylor, Thomas, Walker, Webb, Wittich.
Total 18

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senate recessed for a brief period. Senate reconvened at 2:27 p.m. President Essmann presiding. All members present.

MOTIONS

Senator Priest moved the Senate suspend its rules to accept the late transmittal of **SB 410**, as amended by the House, and that **SB 410** come before the Committee of the Whole this date.

Senator Ripley moved a **substitute motion** to adjourn sine die. Motion **failed** as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Lewis, Moore, Murphy, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Windy Boy, Wittich.
Total 24

Nays: Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Phillips, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Mr. President.
Total 26

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Thereupon, the Senate reverted to the original motion of Senator Priest which carried as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Sales, Sesso, Sonju, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Windy Boy, Mr. President.
Total 37

Nays: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, Jackson, Moore, Ripley, Rosendale, Taylor, Walker, Webb, Wittich.
Total 13

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Wittich moved the Senate recess to allow for distribution of material to members' desks. Without objection so ordered.

Senate recessed at 2:32 p.m. Senate reconvened at 2:42 p.m. President Essmann presiding. All members present.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Senator Wittich moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion Carried. Senator Walker in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 206 - **Conference Committee Report No. 1** - Senator Sales moved the Conference Committee report to **HB 206** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Sesso, Stewart-Peregoy, Taylor, Tutvedt, Van Dyk, Vuckovich, Wanzenried.
Total 30

Nays: Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, Caferro, Moore, Priest, Ripley, Rosendale, Sales, Sonju, Thomas, Tropila, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 410 - **House Amendments** - Senator Ripley moved House amendments to **SB 410** be concurred in. Motion carried as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Peterson, Phillips, Ripley, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 29

Nays: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Lewis, Moore, Murphy, Priest, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.
Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Wittich moved the committee **rise and report**. Motion Carried. Committee arose. Senate resumed. President Essmann presiding. Chair Walker moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Sesso, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried.
Total 34

Nays: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, Moore, Rosendale, Sales, Sonju, Taylor, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 16

Absent or not voting: None.
Total 0

Excused: None.
Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 206, **Conference Committee Report No. 1**, adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Sesso, Stewart-Peregoy, Van Dyk, Vuckovich, Wanzenried.
Total 29

Nays: Barrett Debby, Boulanger, Brenden, D. Brown, Caferro, Moore, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tropila, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 410, **as amended by the House**, passed as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Peterson, Phillips, Ripley, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 28

Nays: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, Caferro, Fielder, Jackson, Lewis, Moore, Murphy, Priest, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.
Total 22

Absent or not voting: None.
Total 0

Excused: None.
Total 0

MOTIONS

Senator Dick Barrett moved to change his vote on **SR 77** from No to Yes. Without objection, so ordered.

SPECIAL ORDERS OF THE DAY

Minority Leader Sesso and Majority Leader Wittich made closing remarks to the Senate.

Majority Leader Wittich moved that the Senate adjourn Sine Die. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: Sales.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senate adjourned Sine Die at 3:09 p.m.

MARILYN MILLER
Secretary of the Senate

JEFF ESSMANN
President of the Senate